

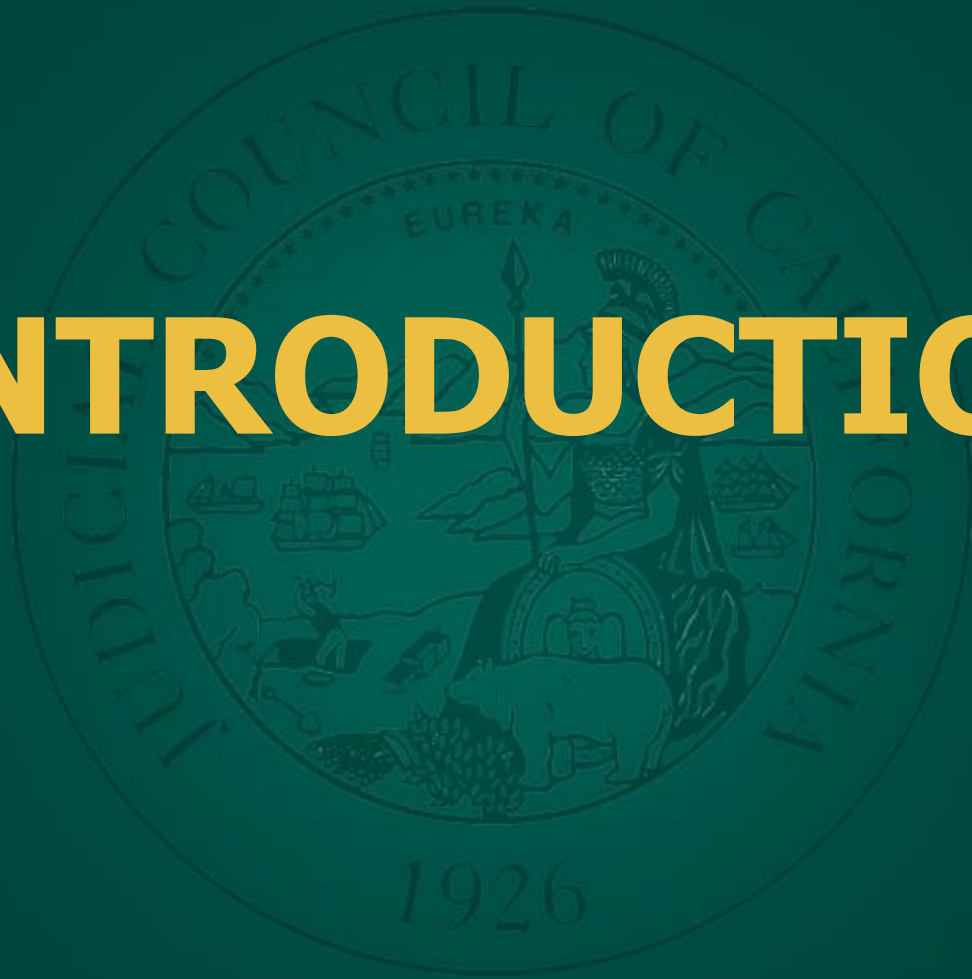
Revenue Distribution Training

July 2014



Presented by the
State Controller's Office
and the
Judicial Council of California

INTRODUCTION



Presented By

State Controllers Office

- Jim Reisinger
- Lakia Beavers
- Gabriel Peti

Judicial Council

- Bob Fleshman
- John Judnick
- Robert Cabral

If you have any questions
please contact
LocalGovPolicy@sco.ca.gov

Housekeeping Information

- Breaks: 15 minutes
- Lunch: 60 minutes, lunch provided
- Restrooms: out the door to the left
- Questions:
 - Ask at any time - use the microphone
 - Use index cards to submit written questions; include your name in case we need more information
- Evaluations: Complete for each session (as indicated); return at end of day

Training Agenda

9:30 – Opening and Introduction

- Faculty and contacts
- Housekeeping
- Training expectations and goals
- Court-Ordered Debt Task Force

9:45 – Distribution Resources

- Judicial Council - Uniform Bail and Penalty Schedule
- State Controller's Office - Appendix C
- Frequently Asked Questions (FAQ's)
- Submitted Questions

10:45 – Morning Break

11:00 – Revenue Distribution Audits

11:30 – Statutes

12:00 – Lunch Break

Times are approximate.

Training Agenda

1:00 – 2:30 Panel of Experts

- Frequently Asked Questions

2:30 – 2:45 Closing

- Evaluations
- Questions and Answers

2:45 – 3:00 Break

3:00 – 4:30 Distributions Special Instruction

- Basic & Special Distributions
- How to Build a Worksheet

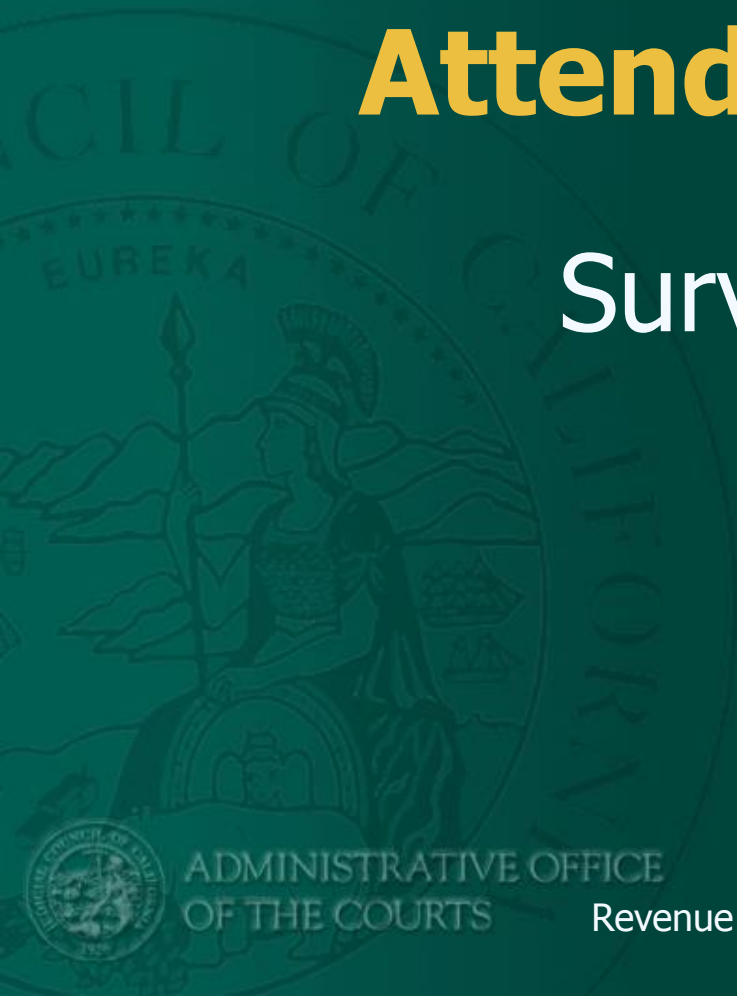
4:30 - End

Times are approximate.



Attendee Expectations

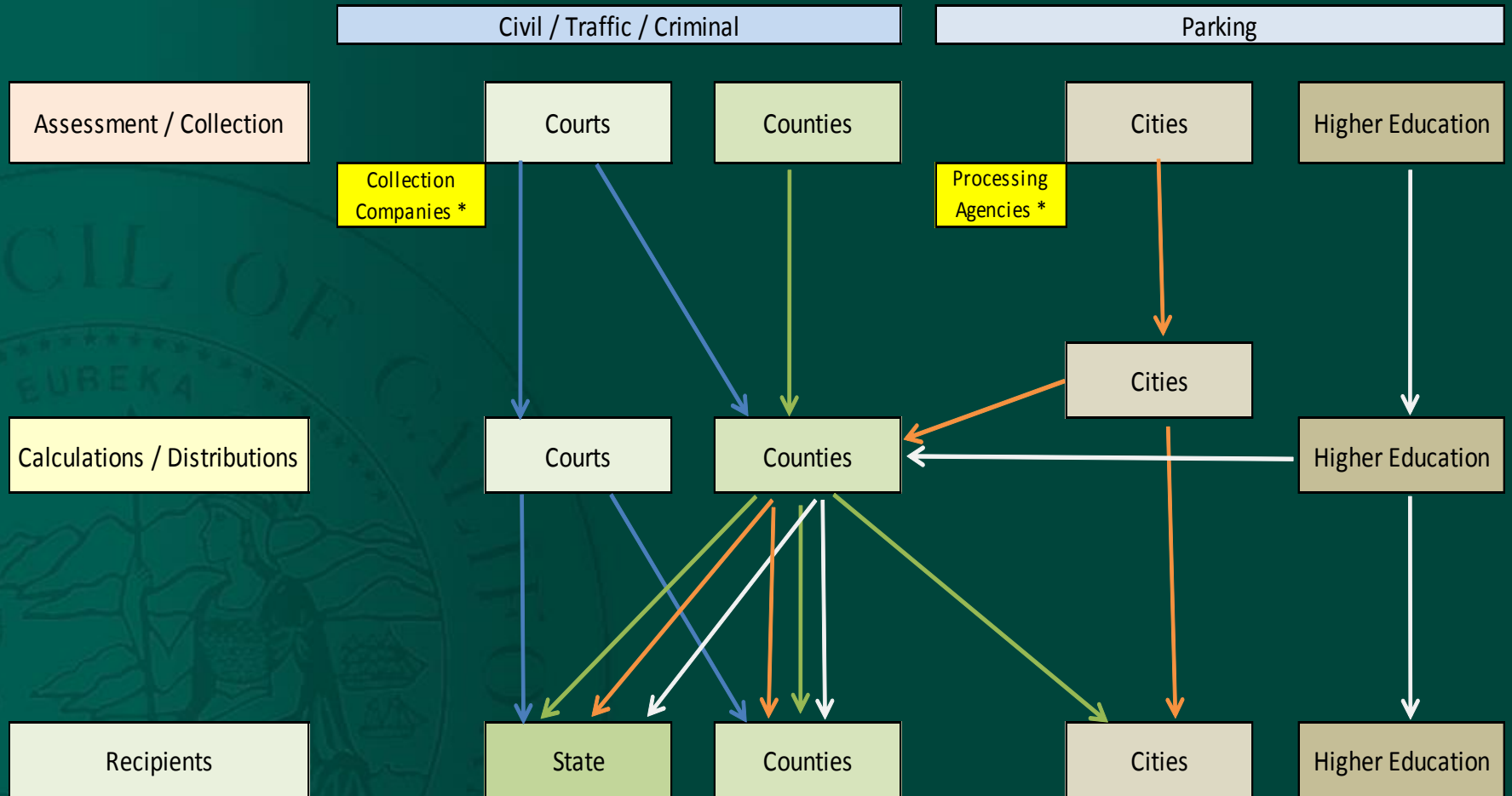
Survey Responses



Instruction Goals

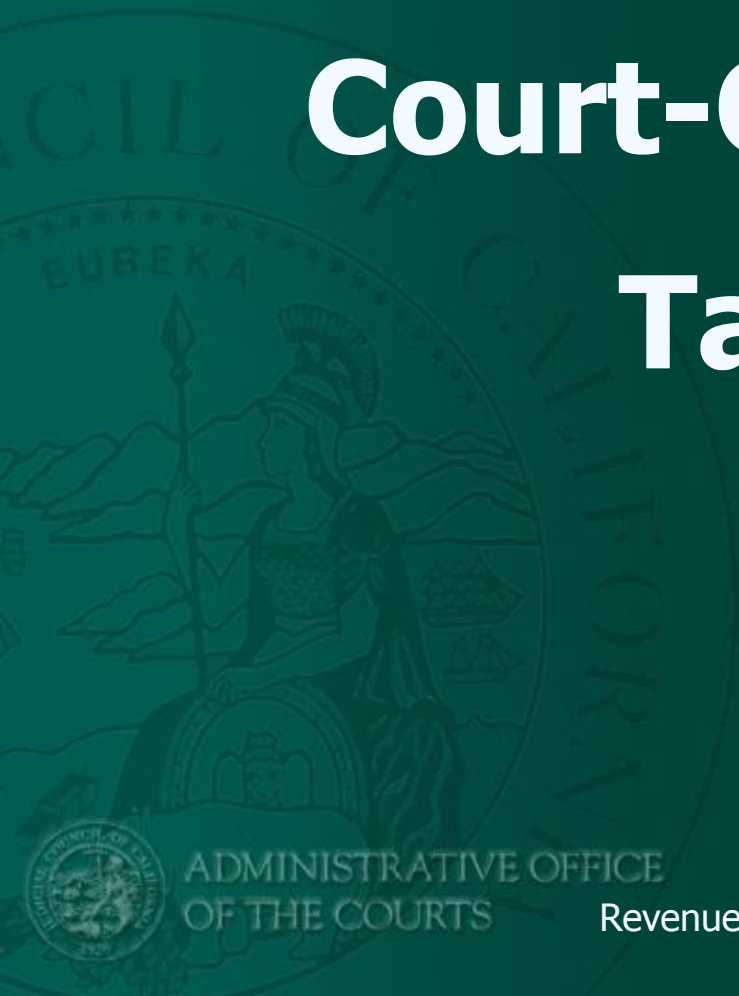
- Identify sources of resource materials for distribution calculations, analysis, and research
- Provide an overview of statutes involved in distributions
- Review and discussion of frequently asked distribution questions
- Distribution Worksheets:
 - Review basic and specialized distributions utilizing worksheets
 - Learn how to create worksheets for distributions

ASSESSMENT, COLLECTION, AND DISTRIBUTION COMPLEXITY OF THE PROCESS



* Entities under contract to perform collections.

Court-Ordered Debt Task Force



ADMINISTRATIVE OFFICE
OF THE COURTS

Revenue Distribution Training - July 9, 2014

Court-Ordered Debt Task Force (CODTF)

- Established by Penal Code 1463.02(b)
- Representatives from
 - State entities, agencies, and organizations
 - Counties, cities, and other external organizations

CODTF PRIMARY GOALS (PC 1463.02(b))

Evaluate and make recommendations to the Judicial Council and the Legislature for consolidating and simplifying the imposition of criminal and traffic-related court-ordered debts **and the distribution of the revenue** derived from those debts with the goal of improving the process for those entities that benefit from the revenues, and recommendations, if any, for adjustment to the court-ordered debts.

- Identify all criminal and traffic-related court-ordered fees, fines, forfeitures, penalties and assessments imposed under law.
- Identify the distribution of revenue derived from those debts and the expenditures made by those entities that benefit from the revenues.
- Consult with state and local entities that would be affected by a simplification and consolidation of criminal and traffic-related court-ordered debts.

CODTF ACTIVITIES

Activities of CODTF subgroups:

- Survey to determine revenue streams to state, counties, cities, etc., and associated financial information (Completed)
- Evaluation of SCO Appendix C (Completed)
- Sponsor training on revenue distribution
- Criminal and Traffic-Related Court-Ordered Debt Simplification Pilot Program

Distribution Resource Interrelationships

- Statutes
- SCO Revenue Distribution Guidelines, Appendix C
- Judicial Council Uniform Bail and Penalty Schedule
- Revenue Distribution Audit Worksheets

Distribution Resource Sites

California Statutes: leginfo.legislature.ca.gov/faces/codes.xhtml

Distribution Resources/Guides:

JC Revenue Distribution Website www.courts.ca.gov/revenue-distribution.htm

JC Uniform Bail and Penalty Schedules www.courts.ca.gov/documents/2013-JC-BAIL.pdf

Frequently Asked Questions www.courts.ca.gov/revenue-distribution.htm

SCO Appendix C Guidelines www.sco.ca.gov/ard_trialcourt_manual_guidelines.html

Distribution Training Materials www.sco.ca.gov/ard_trialcourt_manual_guidelines.html

Local Court Websites: www.courts.ca.gov/find-my-court.htm

County Websites: www.csac.counties.org/county-websites-profile-information

Audit Reports:

State Controller's www.sco.ca.gov/aud_court_revenues.html

Judicial Council www.courts.ca.gov/12050.htm



JUDICIAL COUNCIL
OF CALIFORNIA

Summary of **Court-Related Legislation**

ADMINISTRATIVE OFFICE OF THE COURTS • OFFICE OF GOVERNMENTAL AFFAIRS

ANNUAL SUPPLEMENT

NOVEMBER 2013

During the first year of the 2013–2014 Legislative Session, the Legislature and Governor enacted numerous bills that affect the courts or are of general interest to the legal community. Brief descriptions of the measures of greatest interest follow, arranged according to subject matter.

New this year is a statement for each new or amended statute that has been determined to impact court operations and procedures. Also new this year is a table summarizing new laws that create or expand crimes.

2	Administration
3	Appellate
3	Budget
4	Civil
7	Court Facilities
7	Court Operations
7	Court Reporters
8	Criminal Law and Procedure
14	Domestic Violence

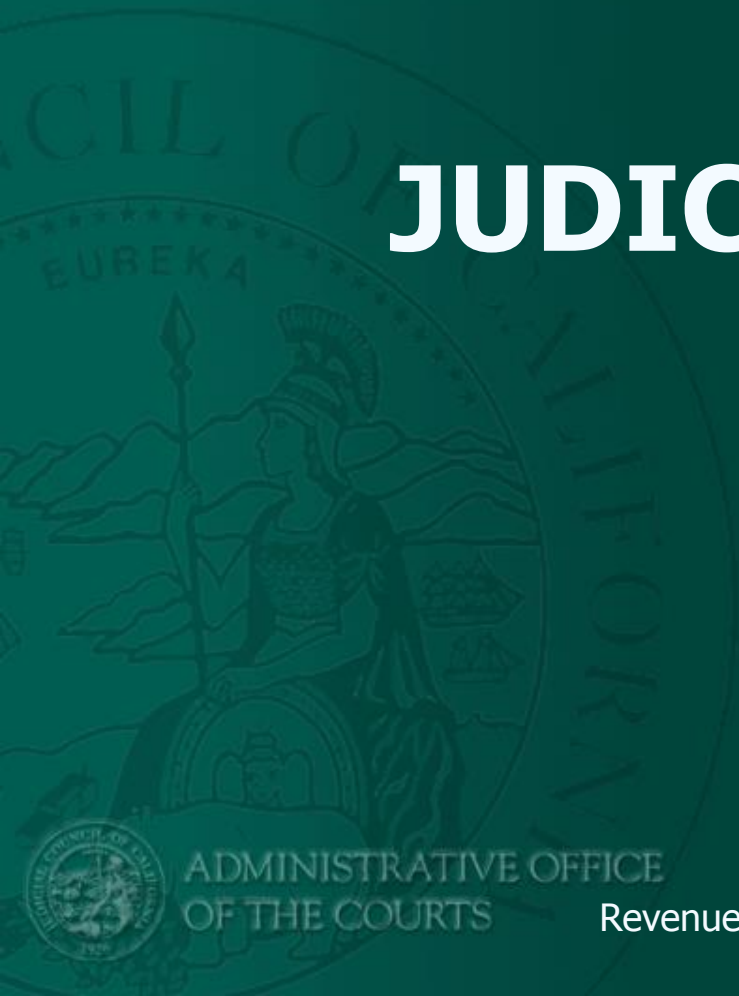
WWW.COURTS.CA.GOV/DOCUMENTS/2013_LEGSUMMARY.PDF



ADMINISTRATIVE OFFICE
OF THE COURTS

Revenue Distribution Training - July 9, 2014

JUDICIAL COUNCIL



ADMINISTRATIVE OFFICE
OF THE COURTS

Revenue Distribution Training - July 9, 2014

Judicial Council

Uniform Bail and Penalty Schedules (Rule 4.102)

- PC 1269b(c): requires that courts prepare, adopt, and annually revise a uniform countywide schedule of bail for **all bailable felony offenses** and for **all misdemeanor and infraction offenses except Vehicle Code infractions**.

The penalty schedule for **infraction violations of the Vehicle Code** shall be established by the Judicial Council in accordance with Section 40310 of the Vehicle Code.

- VC 40310: requires Judicial Council to annually adopt a uniform traffic penalty schedule for all non-parking Vehicle Code infractions.



Countywide Schedule of Bail

- The judges in each county adopt a countywide bail schedule that sets bail based on the requirements that apply to that jurisdiction.
- Each countywide bail schedule may have bail amounts that are different from the council's bail amounts.
- You must contact the court where a case is filed to get local bail information for that court.

JC Uniform Bail and Penalty Schedules

www.courts.ca.gov/documents/MARCH-2014-JC-BAIL-SCHEDULE.pdf

The Uniform Bail and Penalty schedules are revised to conform to recent legislation. The Judicial Council adopted the proposed March 2014 Uniform Bail and Penalty Schedule at the February 2014 council meeting.

Purpose of schedules:

1. To provide the standard bail amount, which for Vehicle Code offenses is the amount that may be used for a bail forfeiture instead of further proceedings.
2. Serve as a guideline for the imposition of a fine as all or a portion of the penalty for a first conviction of a listed offense where a fine is used as all or a portion of the penalty for such offense.



Uniform Bail and Penalty Schedules

MARCH 2014 EDITION

(Cal. Rules of Court, rule 4.102)

TRAFFIC
BOATING
FORESTRY
FISH AND GAME
PUBLIC UTILITIES
PARKS AND RECREATION
BUSINESS LICENSING



JUDICIAL COUNCIL
OF CALIFORNIA

JUDICIAL COUNCIL OF CALIFORNIA
Administrative Office of the Courts
455 Golden Gate Avenue
San Francisco, California 94102-3688

Rule 4.102. UNIFORM BAIL AND PENALTY SCHEDULES

**TRAFFIC, BOATING, FORESTRY, FISH AND GAME,
PUBLIC UTILITIES, PARKS AND RECREATION, BUSINESS LICENSING**

The Judicial Council of California has established the policy of promulgating uniform bail and penalty schedules for certain offenses in order to achieve a standard of uniformity in the handling of these offenses.

In general, bail is used to ensure the presence of the defendant before the court. Under Vehicle Code sections 40512 and 13103, bail may also be forfeited and such forfeiture may be ordered without the necessity of any further court proceedings and treated as a conviction for specified Vehicle Code offenses. A penalty in the form of a monetary sum is a fine imposed as all or a portion of a sentence imposed.

To achieve substantial uniformity of bail and penalties throughout the state in traffic, boating, fish and game, forestry, public utilities, parks and recreation, and business licensing cases, the trial court judges, in performing their duty under Penal Code section 1269b to annually revise and adopt a schedule of bail and penalties for all misdemeanor and infraction offenses except Vehicle Code infractions, must give consideration to the Uniform Bail and Penalty Schedules approved by the Judicial Council. The Uniform Bail and Penalty Schedule for infraction violations of the Vehicle Code will be established by the Judicial Council in accordance with Vehicle Code section 40310. Judges must give consideration to requiring additional bail for aggravating or enhancing factors.

After a court adopts a countywide bail and penalty schedule, under Penal Code section 1269b, the court must, as soon as practicable, mail a copy of the schedule to the Judicial Council with a report stating how the revised schedule differs from the council's uniform traffic bail and penalty schedule, uniform boating bail and penalty schedule, uniform fish and game bail and penalty schedule, uniform forestry bail and penalty schedule, uniform public utilities bail and penalty schedule, uniform parks and recreation bail and penalty schedule, or uniform business licensing bail and penalty schedule.

b



The purpose of this uniform bail and penalty schedule is to

1. Show the standard amount for bail, which for Vehicle Code offenses may also be the amount utilized for a bail forfeiture instead of further proceedings; and
2. Serve as a guideline for the imposition of a fine as all or a portion of the penalty for a first conviction of a listed offense where a fine is used as all or a portion of the penalty for such offense. The amounts shown for the misdemeanors on the boating, fish and game, forestry, public utilities, parks and recreation, and business licensing bail and penalty schedules have been set with this dual purpose in mind.

Unless otherwise shown, the maximum penalties for the listed offenses are six months in the county jail or a fine of \$1,000, or both. The penalty amounts are intended to be used to provide standard fine amounts for a first offense conviction of a violation shown where a fine is used as all or a portion of the sentence imposed.

The bail amounts in the Uniform Bail and Penalty Schedules are calculated by using the maximum county and emergency medical services penalty amount authorized by Government Code sections 76000 and 76000.5. When a court adopts a countywide bail schedule under Penal Code section 1269b for infraction offenses, the local schedule should be adjusted to reflect the specific penalty assessments that apply to a particular county under Government Code sections 76000 and 76000.5. If a court does not have night or weekend sessions for traffic cases, the countywide bail schedule should omit the \$1 fee under Vehicle Code section 42006. The Safety Enhancement – Double Fine Zone schedule applies only to specific counties as expressly authorized by statute.

Note: Courts may obtain copies of the Uniform Bail and Penalty Schedules by contacting

Administrative Office of the Courts
Criminal Justice Court Services Office
455 Golden Gate Avenue
San Francisco, California 94102-3688
Ph: 415-865-7611

www.courts.ca.gov/7532.htm

c

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Sample Calculation of Bail, Traffic Violator School Fee, and Court Operations Assessment for Multiple Offenses

1. Violation of Vehicle Code sections 21453(b), 27360.5(a), 24252(a), and 26707.
2. No prior convictions are charged.
3. "Additional penalties" of between \$22 and \$29 as set out in section III for every \$10 of base fine or part thereof plus the surcharge on the base fine and the \$4 penalty assessment for EMAT:

"Total Bail" Without Traffic School or Proof		Traffic Violator School and Correction Total With Proof	
VC 21453(b)	= \$ 35	(VC 21453(b))	(\$ 0)
VC 27360.5(a)	= \$ 100	(VC 27360.5(a))	(\$490)
VC 24252(a), VC 26707	= \$ 50	TVS fee	\$ 49
Total base fine	= \$ 185	TVS/DMV admin. fee	\$ 3
Penalties and surcharge	= \$ 789	Correction fee (2 X \$25)	\$ 50
TOTAL BAIL	= \$ 974	Court operations (1 X \$40)	\$ 40
Court operations	= \$ 160	(TAP fee; VC 11205.2)	(\$)
Conviction assessment	= \$ 140	Conviction assessment	\$ 35
		TOTAL	\$ 667

4. If the defendant is ordered to attend traffic violator school under VC 41501 for VC 21453(b) and VC 27360.5(a), per VC 42007 the defendant is charged for the greater/more severe of the qualifying offenses: VC 27360.5(a) @ \$490 plus the \$49 and \$3 DMV TVS fee per VC 42007.1 (total of \$542).
5. The charges of VC 21453(b) and VC 27360.5(a) are continued under VC 41501. The charges of VC 24252(a) and VC 26707 are continued pending proof of correction, required under VC 40522 for dismissal.
6. The defendant presents to the court timely evidence that he or she has completed traffic violator school. The VC 21453(b) and VC 27360.5(a) violations are reported under VC 41501.
If the defendant submits to the court timely evidence under VC 40616 that the violations of VC 24252(a) and VC 26707 have been corrected, the VC 24252(a) and VC 26707 violations are dismissed under VC 40522, and a \$50 "transaction fee" is charged under VC 40611. A court operations assessment of \$40 is collected and distributed as required by Penal Code section 1465.8 for reporting of VC 21453(b) for completion of traffic violator school and a criminal conviction assessment of \$35 is collected under Government Code section 70373 for VC 21453(b).
7. The case is closed, with the court collecting \$667 (\$490 + \$49 + 3 + \$50 + \$40 + \$35) plus any fee under VC 11205.2 and deduction of \$1 if the court does not impose a night or weekend court assessment.

IX. Late Charge

Vehicle Code section 40310 requires the imposition of a late charge of 50 percent on any traffic penalties not paid within 20



TRAFFIC INFRACTION FIXED PENALTY SCHEDULE

(*See Preface, Section III) (**See Preface, Section IV)

(Vehicle Code)

Section	Notes	Offense	Base Fine /Fee	State PA*	County PA*/10	DNA PA*	Court PA*/10	Surcharge*	EMS PA*/10	EMAT PA*	Fine Surcharge & PA Subtotal	Court OPS	Conv.Assess.	Night Court	TAP Fee	"Total Bail" ** / Fee	Category	DMV Points
				10/10	7.00	5/10	5.00	20%	2.00	4		40	35	1	0.00			
22456 (d)		Failure to Equip Ice Cream Truck With Required Warning Sign	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	1a	0
22456 (e)(1-3)		Vending From an Ice Cream Truck Under Prohibited Conditions	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	0
22500 (i)	45	Parking in Bus Loading Area	250	250	175.00	125	125	50	50	4	1,029.00	40	35	1	0.00	1,105.00	4a	0
22500 (l)	45	Parking at Curb Constructed to Provide Wheelchair Accessibility	250	250	175.00	125	125	50	50	4	1,029.00	40	35	1	0.00	1,105.00	4a	0
22500.1		Stopping in Designated Fire Lane	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	0
22504 (a)		Unincorporated Area Stopping	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	0
22505 (b)		Unauthorized Stopping on State Highway Prohibited	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	0
22507.8 (a-c)	46	Violation of Disabled Parking Provisions	250	250	175.00	125	125	50	50	4	1,029.00	40	35	1	0.00	1,105.00	4a	0
22511.1 (a)	47	Infraction Violation for Parking/Standing in Space for Charging Electric Vehicle While Not Connected for Charging Vehicle	100	100	70.00	50	50	20	20	4	414.00	40	35	1	0.00	490.00	4a	0
22511.1 (a)	47	Infraction Violation for Parking/Standing in Space for Charging Electric Vehicle While Not Connected for Charging Vehicle and Proof of Valid Zero-Emission Decal Possessed at Time of Violation But Not Displayed	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	4a	0
22511.1 (b)	47	Infraction Violation for Obstructing, Blocking, or Barring Access to Space for Charging Electric Vehicle	100	100	70.00	50	50	20	20	4	414.00	40	35	1	0.00	490.00	4a	0
22511.1 (b)	47	Infraction Violation for Obstructing, Blocking, or Barring Access to Space for Charging Electric Vehicle and Proof of Valid Zero-Emission Decal Possessed at Time of Violation But Not Displayed	25	30	21.00	15	15	5	6	4	121.00	40	35	1	0.00	197.00	4a	0
22516		Locking Vehicle With Person Inside Unable to Escape	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	0
22517		Opening Door on Traffic Side When Unsafe	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	0
22520.5 (a)		Vending on Freeway Right-of-Way Prohibited	35	40	28.00	20	20	7	8	4	162.00	40	35	1	0.00	238.00	2a	0



Questions?

Court Revenue Distribution Training

July 2014



Controller *John Chiang*

California State Controller's Office

Overview

- State Controller's Office (SCO)
Roles and Responsibilities
- Trial Courts Revenue Distribution
Guide – Appendix C
- Additional Resources

State Controller's Office (SCO)

Roles and Responsibilities

- Division of Audits
- Division of Accounting and Reporting
 - County Policy Section
- GC 71380 statutory requirements

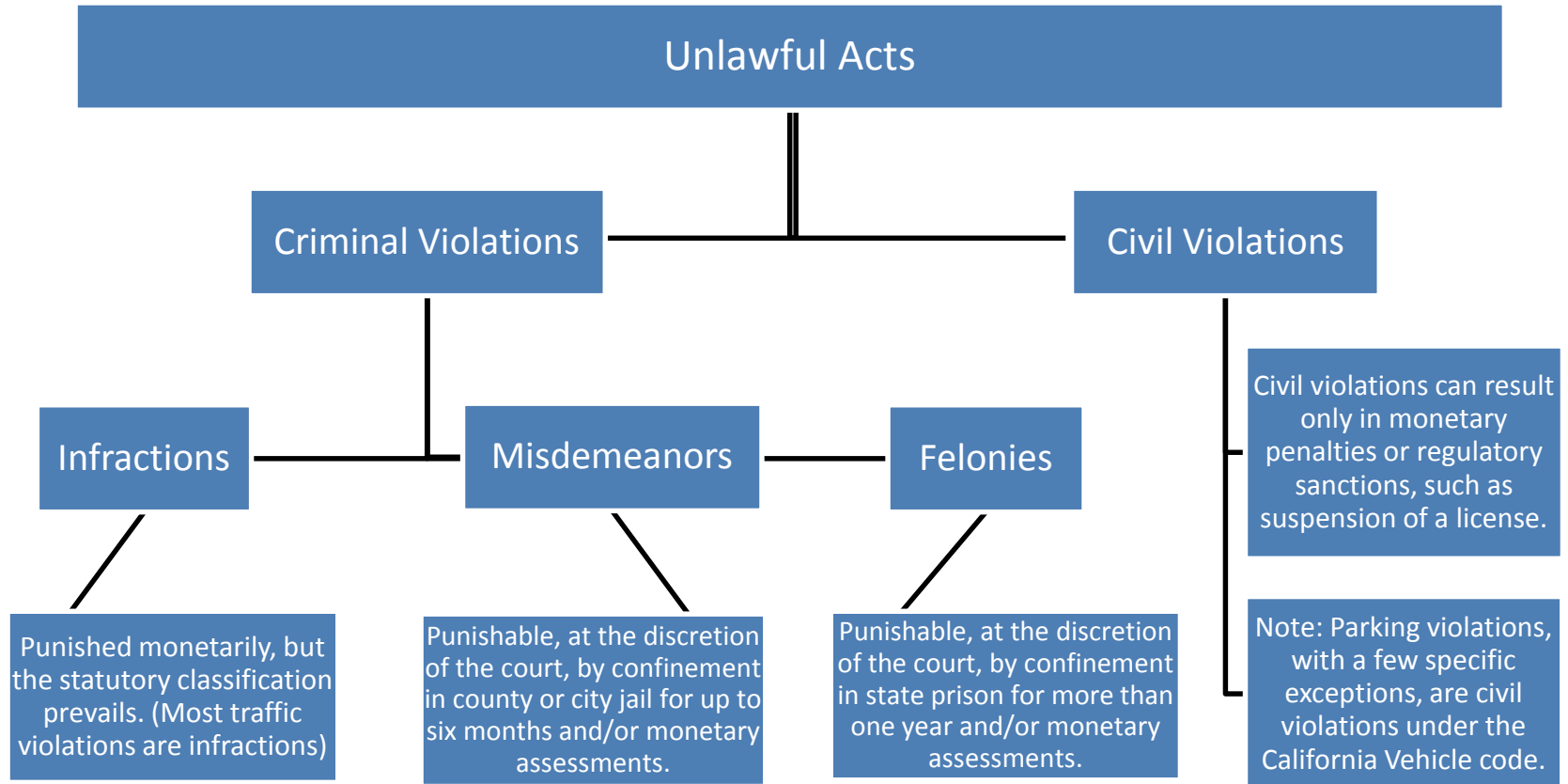
Trial Courts Revenue Distribution Guide - Appendix C

- What it covers
- Where to find it
- How to use it
- Possible changes
- Legislation

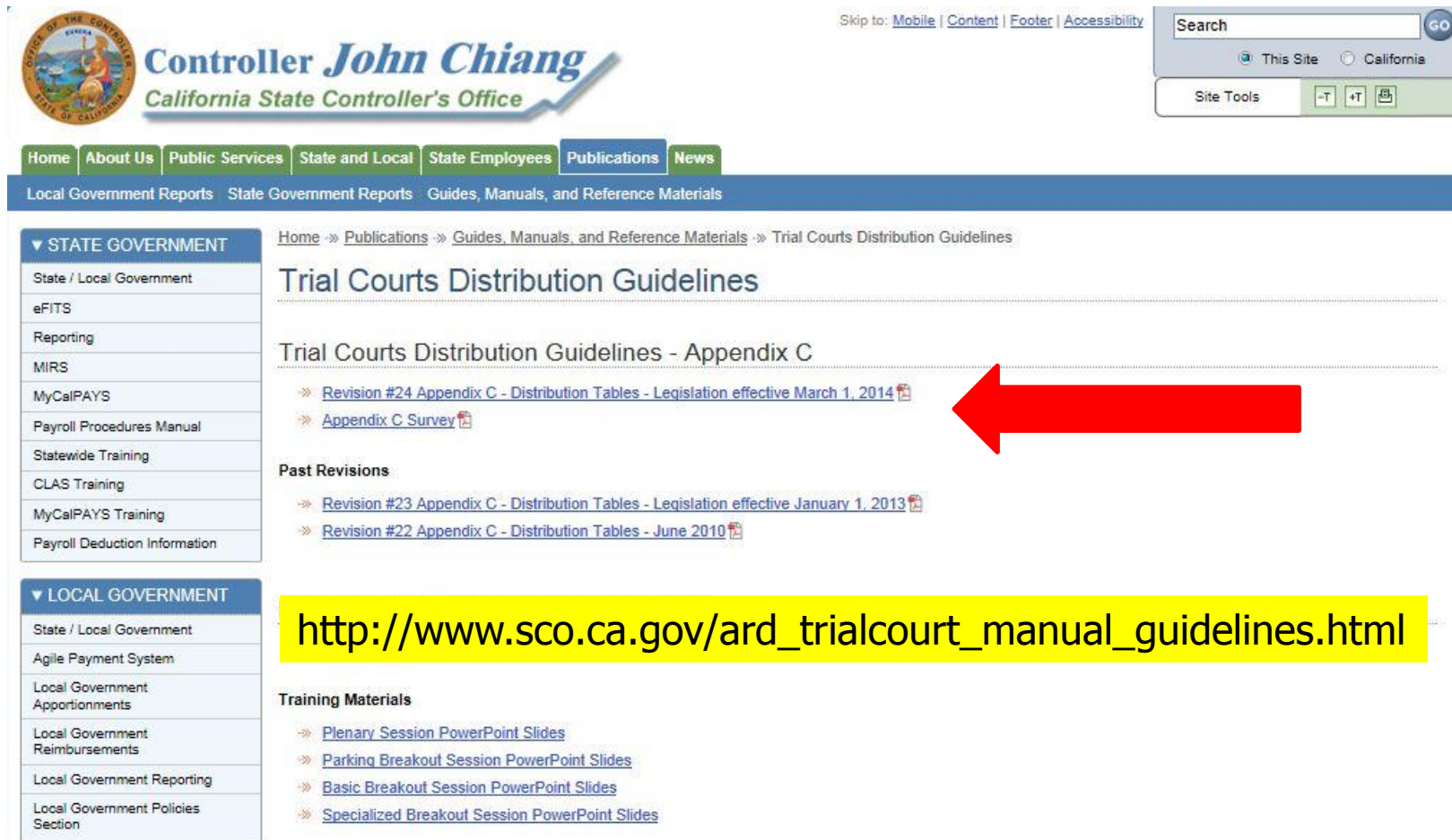
Trial Courts Revenue Distribution Guide - Appendix C

- **Fees** – a sum paid or charged for a service
- **Fines** – a sum imposed as punishment
- **Forfeitures** – the loss of property or money through seizure
- **Penalties/Assessments** – a sum imposed as punishment in addition to a fine

Trial Courts Revenue Distribution Guide - Appendix C



Trial Courts Revenue Distribution Guide - Appendix C



The screenshot shows the website of the California State Controller's Office, headed by John Chiang. The navigation bar includes links for Home, About Us, Public Services, State and Local, State Employees, Publications, and News. The main content area is titled "Trial Courts Distribution Guidelines" and features a sidebar with links for State Government and Local Government. The main content area lists the "Trial Courts Distribution Guidelines - Appendix C" with a link to "Revision #24 Appendix C - Distribution Tables - Legislation effective March 1, 2014". A red arrow points to this link. Below this, there is a section for "Past Revisions" with links for "Revision #23 Appendix C - Distribution Tables - Legislation effective January 1, 2013" and "Revision #22 Appendix C - Distribution Tables - June 2010". At the bottom, there is a section for "Training Materials" with links for "Plenary Session PowerPoint Slides", "Parking Breakout Session PowerPoint Slides", "Basic Breakout Session PowerPoint Slides", and "Specialized Breakout Session PowerPoint Slides". A yellow box highlights the URL: http://www.sco.ca.gov/ard_trialcourt_manual_guidelines.html.

Controller **John Chiang**
California State Controller's Office

Home | About Us | Public Services | State and Local | State Employees | Publications | News

Local Government Reports | State Government Reports | Guides, Manuals, and Reference Materials

▼ STATE GOVERNMENT

- State / Local Government
- eFITS
- Reporting
- MIRS
- MyCalPAYS
- Payroll Procedures Manual
- Statewide Training
- CLAS Training
- MyCalPAYS Training
- Payroll Deduction Information

▼ LOCAL GOVERNMENT

- State / Local Government
- Agile Payment System
- Local Government Apportionments
- Local Government Reimbursements
- Local Government Reporting
- Local Government Policies Section

Home » Publications » Guides, Manuals, and Reference Materials » Trial Courts Distribution Guidelines

Trial Courts Distribution Guidelines

Trial Courts Distribution Guidelines - Appendix C

- » [Revision #24 Appendix C - Distribution Tables - Legislation effective March 1, 2014](#)
- » [Appendix C Survey](#)

Past Revisions

- » [Revision #23 Appendix C - Distribution Tables - Legislation effective January 1, 2013](#)
- » [Revision #22 Appendix C - Distribution Tables - June 2010](#)

Training Materials

- » [Plenary Session PowerPoint Slides](#)
- » [Parking Breakout Session PowerPoint Slides](#)
- » [Basic Breakout Session PowerPoint Slides](#)
- » [Specialized Breakout Session PowerPoint Slides](#)

http://www.sco.ca.gov/ard_trialcourt_manual_guidelines.html



Trial Courts Revenue Distribution Guide - Appendix C

Trial Courts Distribution Guidelines Appendix C



*California State Controller's Office
Controller John Chiang*

Revision 24

Updated as of March 1, 2014



Controller John Chiang
California State Controller's Office

Trial Courts Revenue Distribution Guide - Appendix C

Preface

Appendix C provides guidelines on the distribution of fines, fees, forfeitures, penalties, and assessments as of January 1, 2014 and also includes urgency legislation effective March 1, 2014. Statutory codes may be modified by the legislature after this date. Current code may supersede any guidelines provided in this document.

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Legend

Abbreviation	Code	Abbreviation	Code	Abbreviation	Code
B&P	Business and Professions	F&G	Fish and Game	PRO	Probate
CC	Civil Code	F&A	Food and Agriculture	PRC	Public Resources
CCP	Code of Civil Procedure	GC	Government	R&T	Revenue and Taxation
CORP	Corporations	H&N	Harbors and Navigation	VC	Vehicle
ED	Education	H&S	Health and Safety	WC	Water
ELEC	Elections	IC	Insurance	W&I	Welfare and Institutions
FC	Family Code	LC	Labor		
FIN	Financial Code	PC	Penal		



Trial Courts Revenue Distribution Guide - Appendix C

How to Use Appendix C

Appendix C consists of nine distribution tables that provide guidance on the distribution of many trial court revenues that are required by California Code. Each table is preceded with a narrative that identifies the code section within the table, as well as any special rules or background that may apply. The purpose of the narrative is to provide guidance to questions that may arise when working with the code sections within the table; the narrative may also apply to code sections in other tables. While a few tables have additional specialized columns, the basic organization and the definition of terms used in the tables are shown below.

Code Section	The California code section, with a descriptive title.
Violation/Situation	The California code under which the conviction occurred (unless the code is the same as the distribution code) and/or a description of the situation that resulted in the charge.
Arresting Officer/Jurisdiction	The jurisdiction of the arresting officer ("city" versus "county") is included when relevant for distribution purposes.
Distribution	The entity or entities to which the collection is distributed (State, county, city, other agency, or victim) and the percentages of and/or conditions for the distribution.

Applicable Fund

Fund Use

Resources & Terminology

Resources

The California Legislative Information website, <http://leginfo.legislature.ca.gov/>, provides information on California's bills and laws. The website also provides tools to help users track bills going through the legislative process that may affect them if they are enacted. While Appendix C provides guidance to help understand specific code sections, the State Controller's Office highly recommends that users read the entire code section to have a complete understanding of the law.

Terminology

"Base fine enhancements" are additional monetary sanctions that are added to the "base fine" equaling the "total base fine". For example, monetary sanctions pursuant to H&S 11372.5 and H&S 11372.7 add to the "base fine".

The "chapter date" is the date when the Governor signs a bill into law and the Secretary of State assigns the bill a chapter number which subsequently may be used to refer to the measure.

"City arrest" means an arrest by an employee of a city, or by a California Highway Patrol officer within the limits of a city. "City" includes any city, city and county, district, including any enterprise special district, community service district, or community service area engaged in police protection activities pursuant to PC 1463(b).



Trial Courts Revenue Distribution Guide - Appendix C

Table 3 – Specific Fine and Forfeiture Distributions

Table 3 includes fines and forfeitures that have a specific charge and/or distributions to a specific party, fund, or purpose. If a fine or a part of a fine is distributed pursuant to PC 1463.001, the details of the distribution are shown in Table 1.

For example, F&G 12009 is a fine assessed on illegal abalone fishing. The money collected from any fine or forfeiture imposed or collected is specifically distributed 50% to the Abalone Restoration and Preservation Account and 50% to the county treasury of the county in which the violation occurred.

The following apply to the fines and forfeitures in Table 3:

- State and local penalties
- 2% deposit for automation
- State surcharge

Table #3 – 1
Specific Fine and Forfeiture Distributions

CODE SECTION	VIOLATION/SITUATION	DISTRIBUTION	APPLICABLE FUND	FUND USE/SPECIAL PROVISION
B&P 558 — Ophthalmia Neonatorum Fines	B&P 550-557	50% to the State.	Special fund of the Department of Health Services.	To carry out the provisions of this article.
		50% of fine collected to the County (wherein the prosecution was held)	Not specified.	Not specified.
B&P 1719 — Dentistry Fines and Forfeitures	B&P 1600-1808	75% of fines and forfeitures of bail collected to the State.	Executive officer of the Board of Dentistry (fund not specified).	Not specified.
		25% of fines and forfeitures of bail collected to the County (where the action was tried).	Not specified.	Not specified.
B&P 2446 — Medical Practice Fines and Forfeitures	B&P 2000-2522	75% of fines and forfeitures of bail collected to the State.	Contingent Fund of the Board of Medical Quality Assurance.	To carry out the provisions of this chapter.
		25% of fines and forfeitures of bail collected to the County (where the case is pending).	Not specified.	Not specified.



Trial Courts Revenue Distribution Guide - Appendix C

Index — Code Section to Page Number

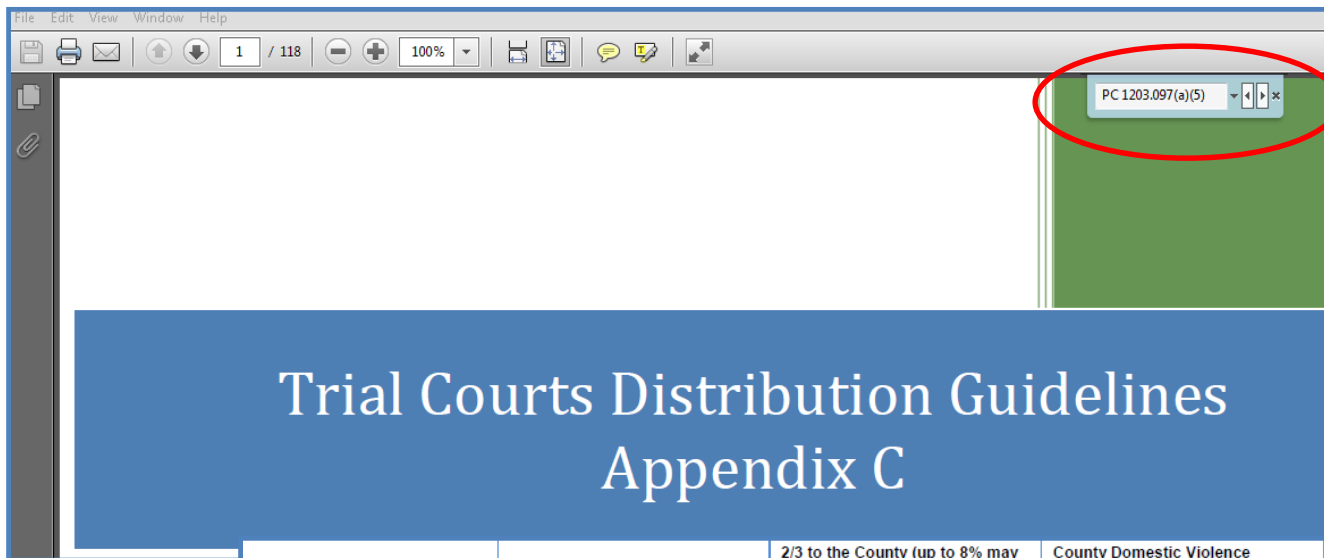
An alphabetical listing of all code sections, along with page numbers, appears at the end of Appendix C.

Code sections that have been added or amended since the last revision are bolded in the index.

CODE SECTION	SUBJECT Bold = added or amended since the last revision	PAGE #
<u>BUSINESS AND PROFESSIONS CODE:</u>		
B&P 558	Ophthalmia Neonatorum Fines	C-14
B&P 1719	Dentistry Fines and Forfeitures	C-14
B&P 2216.4	Accredited Outpatient Setting Failure to Report an Adverse Event	C-74
B&P 2225.5	Various Civil Penalties to Medical Board	C-74
B&P 2446	Medical Practice Fines and Forfeitures	C-14
B&P 2458	Osteopathic Medicine Fines and Forfeitures	C-14
B&P 2545	Optometry Fines and Forfeitures	C-14
B&P 2546.10	Nonresident Contact Lens Fines	C-14
B&P 3145.5	Optometry Administrative Fines	C-14
B&P 4337	Pharmacy; Prohibitions and Offenses; Fines	C-14
B&P 4338	Additional Fine; AIDS Education Program	C-15
B&P 4406	Pharmacy Fees; General Distribution	C-82
B&P 4903	Veterinary Medicine; Fines and Forfeitures	C-15
B&P 5481	Advertising; Fines and Forfeitures	C-15
B&P 6126.7	Civil penalty; Unlawful Translation	C-74
B&P 6321	First Paper Filing Fees	C-82
B&P 6322.1(c)	Complaint Answer or Other First Paper Within Small Claims Jurisdiction	C-82
B&P 7028	Contractors Without License; Misdemeanor	C-16
B&P 7028.2	Contractors' Fines	C-15
B&P 7028.17	Contractors Without License; Fines	C-15
B&P 10139	Real Estate without a License; Fines	C-15
B&P 22442.6	Civil Penalty; Immigration Consultants Unlawful Demand or Acceptance of Advance Payment	C-74
B&P 22445	Civil Penalty Immigration Consultants	C-75
B&P 22981	California Cigarette and Tobacco Products Licensing Act of 2003 Fines	C-17



Trial Courts Revenue Distribution Guide - Appendix C



Hit ctrl+F
for the
find function.

Trial Courts Distribution Guidelines Appendix C

<p>PC 1203.097(a)(5) — Domestic Violence Fee</p> <p>Effective January 1, 2014</p>	<p>\$500 minimum fee as a condition of probation on domestic violence cases.</p> <p>(Requires the court to provide a statement of reason on the record if it exercises discretion to reduce or waive the fee.)</p>	2/3 to the County (up to 8% may be used for administrative costs, as specified in W&I 18305.).	County Domestic Violence Programs Special Fund.	To support county domestic violence programs.
		The remaining 1/3 of the moneys shall be transferred, once a month, to the State Controller for deposit in the funds noted below in an amount equal to 1/3 of funds collected during the preceding month.		
		50% of the 1/3 noted above.	Domestic Violence Restraining Order Reimbursement Fund for transfer to the local law enforcement or other criminal justice agencies based on the number of restraining orders issued and registered in the state domestic violence restraining order registry.	For state mandated local costs resulting from the notification requirements set forth in FC 6380(b).
		50% of the 1/3 noted above.	Domestic Violence Training and Education Fund.	To support a statewide training and education program to increase public awareness of domestic violence and to improve

CODE SECTION	SUBJECT <small>Bold = added or amended since the last revision</small>	PAGE #
PENAL CODE: <i>Continued...</i>		
PC 1203.097(a)(5)	Domestic Violence Fee	C-67



Controller John Chiang
California State Controller's Office

Trial Courts Revenue Distribution Guide - Appendix C

Legislation

Legislative Year Chaptered	Modified Code Section		Description
2013	GC 68086	Court Reporter Fee	For each proceeding lasting one hour or less, a fee of \$30 shall be charged for the reasonable cost of the court reporting services provided at the expense of the court by an official court reporter. Effective January 1, 2014
2013	GC 70662	Filing Fee; Special Notice	\$40 fee for special notice pursuant to PRO 1250, 2700, and 17204. Effective January 1, 2014 Repealed January 1, 2019
2013	PC 311.12	Fine for Pornography of Minors involving Government Property	Violation of PC 311.1, 311.2, 311.3, 311.10, or 311.11 depicting a minor engaging or simulating sexual conduct, as defined in PC 311.4(d). If the violation is committed on, or via, a government owned computer or network OR the production, transportation, or distribution involves the use, possession, or control of government-owned property shall be punished by a fine not exceeding \$2,000, in addition to any imprisonment or fine imposed for the underlying offense. This fine shall not be subject to GC 70372, 76000, 76000.5, 76104.6, or PC 1464, 1465.7. Effective January 1, 2014
2013	PC 1203.097(a)(5)	Domestic Violence Fee	\$500 minimum fee as a condition of probation on domestic violence cases. (Requires the court to provide a statement of reason on the record if it exercises discretion to reduce or waive the fee.) Effective January 1, 2014

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- Court Surcharge Distribution Guidelines - (AB 3000) - March 2003



Additional Resources

The screenshot shows the California State Controller's Office website. The header includes the Controller John Chiang's name and the office's title. A search bar is located in the top right. The main navigation menu includes links to Home, About Us, Public Services, State and Local, State Employees, Publications, and News. The 'Publications' link is selected, leading to the 'Trial Courts Distribution Guidelines' page. The left sidebar contains a 'STATE GOVERNMENT' section with links to State / Local Government, eFITS, Reporting, MIRS, MyCalPAYS, Payroll Procedures Manual, Statewide Training, CLAS Training, MyCalPAYS Training, and Payroll Deduction Information. The 'LOCAL GOVERNMENT' section includes links to State / Local Government, Agile Payment System, Local Government Apportionments, Local Government Reimbursements, Local Government Reporting, and Local Government Policies Section. The main content area is titled 'Trial Courts Distribution Guidelines' and includes a breadcrumb trail: Home » Publications » Guides, Manuals, and Reference Materials » Trial Courts Distribution Guidelines. Below this, there is a section for 'Trial Courts Distribution Guidelines - Appendix C' with links to 'Revision #24 Appendix C - Distribution Tables - Legislation effective March 1, 2014' and 'Appendix C Survey'. A 'Past Revisions' section lists 'Revision #23 Appendix C - Distribution Tables - Legislation effective January 1, 2013' and 'Revision #22 Appendix C - Distribution Tables - June 2010'. The 'Revenue Distribution Training Program' section includes a 'Press Release' link. The 'Training Materials' section lists links to 'Plenary Session PowerPoint Slides', 'Parking Breakout Session PowerPoint Slides', 'Basic Breakout Session PowerPoint Slides', and 'Specialized Breakout Session PowerPoint Slides'. The 'Frequently Asked Questions' section includes a link to '2013 Revenue Distribution Training FAQ's'. The 'AOC Distribution Worksheets' section includes a link to 'Revenue Distribution Worksheets'. The 'Additional Resources' section, which is circled in red, includes links to 'Revenue Distribution Training Program Recordings', 'DNA Penalty Assessment (Proposition 69) Distribution Guidelines - December 2004', and 'Court Surcharge Distribution Guidelines - (AB 3000) - March 2003'. A red box highlights the 'Additional Resources' section, and a red arrow points from the circled 'Additional Resources' section to the highlighted box.

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[New Laws Report](#) now available. See [New Features](#) for more information.

1999-2008 Cumulative [Statutory Record](#) now available in [Legislative Publications](#). See [New Features](#) for more information.

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California State Controller's Office

Revenue Distribution Training - July 9, 2014



TODAY'S SCHEDULE

Thu, Jun 26, 2014

FLOOR SCHEDULE

ASSEMBLY FLOOR SESSION

STATE CAPITOL 09:00 AM

SENATE FLOOR SESSION

STATE CAPITOL 09:00 AM

COMMITTEE HEARINGS

ASM APPROPRIATIONS

TBD UPON CALL

ASM BUSINESS, PROFESSIONS

AND CONSUMER PROTECTION

ASM NATURAL RESOURCES

ROOM 447

ASM PUBLIC SAFETY

ASM REVENUE AND TAXATION

Room RO 126 01:30 PM

ASM RULES

Room

ASM TRANSPORTATION

ROOM 4202

WELCOME

We hope you find this site useful and encourage you to post comments on our [feedback page](#). Please also include your feedback regarding the enhancements you would like to see added to the site.

Features Released August 2013

1. **Durable URLs** - By popular demand, the site now provides "durable URLs" (also known as "permalinks") within Bill Text and the Sections/Articles with the California Codes and Constitution.
2. **Tracking by Keyword** - If you need an easy way to be notified when bills impacting a particular subject are introduced or amended, the "Keyword Tracking" feature can assist you. Once you have specified a keyword to track ("water," "fisheries," etc.), you will automatically be subscribed to bills containing the keyword when bills are introduced or are amended. For bills that have already been introduced or amended prior to your keyword tracking request, you will need to subscribe to each bill individually. Once you are subscribed to the bill, you will receive email notifications based upon the subscription preferences you have specified.
3. **PDF versions of Bill Text** - Starting with the 2013-2014 legislative session, PDF versions of Bill Text are now available. After clicking on the Bill Text tab for a bill within the current session, you will see a "PDF" link. Select the PDF link to display a version of the Bill Text which contains page and line numbers.
4. **"My Favorites"** - Quickly access bills and codes by bookmarking and storing them in folders that you name, eliminating the need to perform repeated searches.
5. **Compare Bill Versions** - This feature allows you to quickly identify the changes between 2 versions of the same bill. After selecting a bill, click on "Compare Versions" and select the version you wish to compare. The system will immediately display the changes between the two bill versions. The proposed text additions are displayed in blue italics and the proposed deletions are displayed in red strikethrough.
6. **FAQ Page** - Based on your inquiries, we have created a list of "Frequently Asked Questions" (FAQs).

[California Agency Reports](#) - This website lists all reports required by statute to be prepared and filed by state and local agencies with the Legislature or Governor.

New Website

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Bill Search

Text Search

Bill Number:

Session Year:

Keyword(s):

House:

Author:

For a phrase: "Surround it with Quotes"

Statute Year:

Chapter Number:

Bills Returned: 1

Measure	Subject	Author	Status
AB-2094	Domestic violence: probation: fee.	Butler	Chaptered



Text

Votes

History

Bill Analysis

Today's Law As Amended ⓘ

Compare Versions

Status

Comments To Author

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Assembly Bill No. 2094

CHAPTER 511

An act to amend Section 1203.097 of the Penal Code, relating to domestic violence.

[Approved by Governor September 24, 2012. Filed with Secretary of State September 24, 2012.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2094, Butler. Domestic violence: probation: fee.

Existing law requires, if a person is granted probation for a domestic violence crime, that the terms of the probation include a minimum period of probation of 36 months, a criminal court protective order protecting the victim from further acts of violence or harassment, and a minimum payment by the defendant of \$400 for state and local domestic violence programs, among other things. Existing law specifies that the court may reduce or waive the \$400 fee if, after a hearing, the court finds that the defendant does not have the ability to pay.

This bill would increase the fee from \$400 to \$500. The bill would, if the court finds that the defendant does not have the ability to pay, require the court to state on the record the reason for reducing or waiving the fee.

This bill would incorporate additional changes in Section 1203.097 of the Penal Code, proposed by AB 1165, to be operative only if AB 1165 and this bill are both chaptered and become effective on or before January 1, 2013, and this bill is chaptered last.

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 1203.097 of the Penal Code is amended to read:

1203.097. (a) If a person is granted probation for a crime in which the victim is a person defined in Section 6211 of the Family Code, the terms of probation shall include all of the following:



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Code Search

Text Search

California Constitution - CONS

Business and Professions Code - BPC

Civil Code - CIV

Code of Civil Procedure - CCP

Commercial Code - COM

Corporations Code - CORP

Education Code - EDC

Elections Code - ELEC

Evidence Code - EVID

Family Code - FAM

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Food and Agricultural Code - FAC

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Harbors and Navigation Code - HNC

Health and Safety Code - HSC

Insurance Code - INS

Labor Code - LAB

Military and Veterans Code - MVC

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Public Utilities Code - PUC

Revenue and Taxation Code - RTC

Streets and Highways Code - SHC

Unemployment Insurance Code - UIC

Vehicle Code - VEH

Water Code - WAT

Welfare and Institutions Code - WIC



**PENAL CODE - PEN****PART 2. OF CRIMINAL PROCEDURE [681 - 1620]** (Part 2 enacted 1872.)**TITLE 8. OF JUDGMENT AND EXECUTION [1191 - 1233.8]** (Title 8 enacted 1872.)**CHAPTER 1. The Judgment [1191 - 1210.5]** (Chapter 1 enacted 1872.)

1203.097. (a) If a person is granted probation for a crime in which the victim is a person defined in Section 6211 of the Family Code, the terms of probation shall include all of the following:

(1) A minimum period of probation of 36 months, which is appropriate.

PENAL CODE - PEN

1203.097. (a) If a person is granted probation for a crime in which the victim is a person defined in Section 6211 of the Family Code, the terms of probation shall include all of the following:

(1) A minimum period of probation of 36 months, which may include a period of summary probation as appropriate.

(2) A criminal court protective order protecting the victim from further acts of violence, threats, stalking, sexual abuse, and harassment, and, if appropriate, containing residence exclusion or stay-away conditions.

(3) Notice to the victim of the disposition of the case.

(4) Booking the defendant within one week of sentencing if the defendant has not already been booked.

(5) (A) A minimum payment by the defendant of a fee of five hundred dollars (\$500) to be disbursed as specified in this paragraph. If, after a hearing in open court, the court finds that the defendant does not have the ability to pay, the court may reduce or waive this fee. If the court exercises its discretion to reduce or waive the fee, it shall state the reason on the record.

Bill Sections

[19931994 ABX1-93 Sec. 4. \(Adds\) - Chaptered \(Stats.1994 Ch.28\)](#)

[19951996 AB2898 Sec. 20. \(Amends\) - Chaptered \(Stats.1996 Ch.1077\)](#)

[19951996 SB169 Sec. 3. \(Amends\) - Chaptered \(Stats.1995 Ch.641\)](#)

[19971998 AB273 Sec. 3. \(Amends\) - Chaptered \(Stats.1997 Ch.134\)](#)

[19971998 SB1682 Sec. 3. \(Amends\) - Chaptered \(Stats.1998 Ch.707\)](#)

[19992000 SB966 Sec. 151. \(Amends\) - Chaptered \(Stats.1999 Ch.83\)](#)

[20012002 AB1570 Section 1. \(Amends\) - Chaptered \(Stats.2001 Ch.568\)](#)

[20012002 AB217 Section 1. \(Amends\) - Chaptered \(Stats.2002 Ch.2\)](#)

[20012002 SB1627 Sec. 3. \(Amends\) - Chaptered \(Stats.2002 Ch.265\)](#)

[20012002 SB205 Sec. 44. \(Amends\) - Chaptered \(Stats.2001 Ch.854\)](#)

[20032004 AB352 Section 1. \(Amends\) - Chaptered \(Stats.2003 Ch.431\)](#)

[20032004 AB352 Sec. 2. \(Adds\) - Chaptered \(Stats.2003 Ch.431\)](#)

[20052006 AB2695 Sec. 5. \(Amends\) - Chaptered \(Stats.2006 Ch.476\)](#)

[20052006 AB2695 Sec. 6. \(Amends\) - Chaptered \(Stats.2006 Ch.476\)](#)

[20072008 SB1039 Sec. 43. \(Amends\) - Chaptered \(Stats.2007 Ch.483\)](#)

[20072008 SB1039 Sec. 42. \(Amends\) - Chaptered \(Stats.2007 Ch.483\)](#)

[20092010 AB2011 Section 1. \(Amends\) - Chaptered \(Stats.2010 Ch.132\)](#)

[20112012 AB1165 Section 1. \(Amends\) - Chaptered \(Stats.2012 Ch.628\)](#)

[20112012 AB1165 Sec. 1.5. \(Amends\) - Chaptered \(Stats.2012 Ch.628\)](#)

[20112012 AB2094 Section 1. \(Amends\) - Chaptered \(Stats.2012 Ch.511\)](#)

[20112012 AB2094 Sec. 1.5. \(Amends\) - Chaptered \(Stats.2012 Ch.511\)](#)

[20132014 AB139 Sec. 2. \(Amends\) - Chaptered \(Stats.2013 Ch.144\)](#)

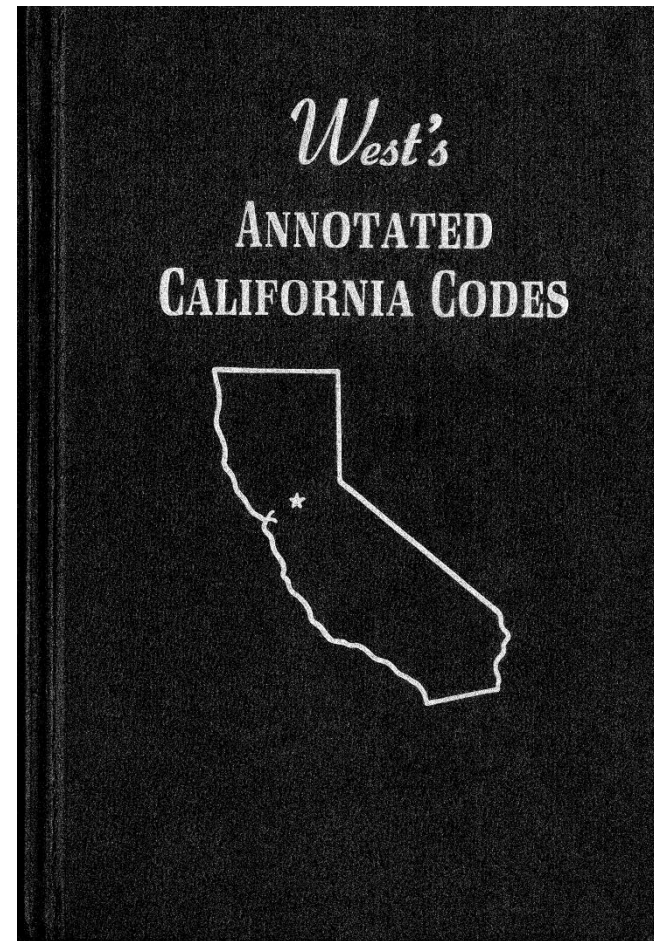
[20132014 AB383 Sec. 153. \(Amends\) - Chaptered \(Stats.2013 Ch.76\)](#)

[20132014 SB514 Sec. 3. \(Amends\) - Chaptered \(Stats.2013 Ch.59\)](#)



Additional Resources

California Code Books



§ 76101. Criminal Justice Facilities Construction Fund; deposit of funds; use of funds

(a) Except as provided in Article 3 (commencing with Section 76200), for the purpose of assisting any county in the construction, reconstruction, expansion, improvement, operation, or maintenance of county criminal justice and court facilities and for improvement of criminal justice automated information systems, the board of supervisors may by resolution establish in the county treasury a Criminal Justice Facilities Construction Fund. All amounts collected pursuant to resolutions adopted by a county in accordance with this chapter shall be deposited into the fund. The moneys of the Criminal Justice Facilities Construction Fund shall be payable only for the purposes set forth in subdivision (b) and at the time necessary therefor.

(b) For purposes of this chapter, "county criminal justice facilities" includes, but is not limited to, jails, women's centers, detention facilities, juvenile halls, and courtrooms. Any new jail, or any addition to an existing jail that provides new cells or beds, which is constructed with moneys from the Criminal Justice Facilities Construction Fund shall comply with the "Minimum Standards for Local Detention Facilities" promulgated by the Board of Corrections.

(c) The fund moneys shall be held by the county treasurer separate from any funds subject to transfer or division pursuant to Section 1463 of the Penal Code.

(Added by Stats.1991, c. 189 (A.B.544), § 11, eff. July 29, 1991. Amended by Stats.2002, c. 1082 (S.B.1732), § 7.)

Historical and Statutory Notes

Legislative findings and declarations relating to Stats.2002, c. 1082 (S.B.1732), and purpose of that Act, see Historical and Statutory Notes under Government Code § 76000.

For Governor's signing message regarding Stats.2002, c. 1082 (S.B.1732), see Historical and Statutory Notes under Government Code § 76000.

Former § 76101, added by Stats.1989, c. 1467, § 5, relating to surcharges and assessments for a courthouse temporary construction fund, was repealed by Stats.1991, c. 90 (A.B.1297), § 19, eff. June 30, 1991.

Derivation: Former § 77902, added by Stats. 1991, c. 90, § 22.

Cross References

Deposits to the Criminal Justice Facilities Construction Fund in Marin county pursuant to this section, see Government Code § 76221.

Deposits to the Criminal Justice Facilities Construction Fund established in Merced or Sonoma County pursuant to this section, see Government Code § 76224.

Fund established in Shasta County pursuant to this section, Statham Criminal Justice Facilities Construction Fund, see Government Code § 76245.

Uniform fee for traffic violator school or court-supervised traffic safety instruction, see Vehicle Code § 42007.

West's
**ANNOTATED
CALIFORNIA CODES**

~~~~~  
**GOVERNMENT CODE**  
**Sections 75075 to 86099**

**Volume 37A  
Part 2**



**2012  
Cumulative Pocket Part**

Replacing 2011 Pocket Part supplementing 2005 main volume.  
Pocket Part will be supplemented by Interim Update Service Pamphlets  
No. 1 and No. 2 in 2012.

**Includes all laws through c. 745 of the 2011 portion of the  
2011–2012 Regular Session, the end of the 2011–2012 First  
Extraordinary Session and Governor's Reorganization Plan No. 1 of 2011.**

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# Frequently Asked Questions

[www.sco.ca.gov/Files-ARD-Local/trial\\_court\\_revenue\\_distribution\\_faqs.pdf](http://www.sco.ca.gov/Files-ARD-Local/trial_court_revenue_distribution_faqs.pdf)



# Trial Court Revenue Distribution Frequently Asked Questions





# FAQ Categories

[www.sco.ca.gov/Files-ARD-Local/trial\\_court\\_revenue\\_distribution\\_faqs.pdf](http://www.sco.ca.gov/Files-ARD-Local/trial_court_revenue_distribution_faqs.pdf)

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2. Appendix C
3. Statutes
4. Parking
5. Collections
6. Distribution Calculations
7. Distribution Spreadsheets
8. Audit
9. Operations
10. Judicial Action
11. Training

# Questions Summarization

- 151 Questions
- Some responses still pending
- FAQ's to be updated based on today's training

# Questions

Afternoon breakout panel  
to address major questions





# Morning Break

(15 Minutes please)

# Court Revenue Distribution Training

## July 2014



**Controller *John Chiang***

***California State Controller's Office***

# SCO Court Revenue Audits

The screenshot shows the website of the California State Controller, John Chiang. The header includes the state seal and the controller's name. A search bar is in the top right. The main navigation menu includes links like Home, About Us, Public Services, State and Local, State Employees, Publications, and News. A secondary menu lists various services like Local Reimbursements, Apportionments, Payroll Deduction Clients, Human Resources, Accounting, and Reporting. The left sidebar has two sections: 'STATE GOVERNMENT' and 'LOCAL GOVERNMENT', each with a list of links. The main content area shows the breadcrumb trail: Home > State and Local > Local Government Reports > Revenue Audit Reports > Court Revenue Audit Reports. Below this is the title 'Court Revenue Audit Reports' and a list of links for reports issued from 2007 to 2014.

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## Court Revenue Audit Reports

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- [Reports Issued in 2012](#)
- [Reports Issued in 2011](#)
- [Reports Issued in 2010](#)
- [Reports Issued in 2009](#)
- [Reports Issued in 2008](#)
- [Reports Issued in 2007](#)

This screenshot shows the same website but with the breadcrumb trail extended to 'Reports Issued in 2013'. The main content area lists individual reports for each county, including San Benito, Lassen County, Kern County, Fresno County, Napa County, Los Angeles County, Alpine County, Sonoma County, Alameda County, and Santa Barbara County, each with a date and a PDF icon.

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- Payroll Procedures Manual
- Statewide Training
- CLAS Training
- MyCalPAYS Training
- Payroll Deduction Information

LOCAL GOVERNMENT

- State / Local Government
- Agile Payment System
- Local Government Apportionments
- Local Government Reimbursements

Home > State and Local > Local Government Reports > Revenue Audit Reports > Court Revenue Audit Reports > Reports Issued in 2013

## Reports Issued in 2013

- [San Benito 12/13](#)
- [Lassen County 12/13](#)
- [Kern County 11/13](#)
- [Fresno County 10/13](#)
- [Napa County 07/13](#)
- [Los Angeles County 05/13](#)
- [Alpine County 05/13](#)
- [Sonoma County 05/13](#)
- [Alameda County 01/13](#)
- [Santa Barbara County 01/13](#)

[http://www.sco.ca.gov/aud\\_court\\_revenues.html](http://www.sco.ca.gov/aud_court_revenues.html)

Revenue Distribution Training - July 9, 2014



# SCO Court Revenue Audits

## Common findings:

- Fees being deducted from Traffic Violator School (TVS) bail
- 30% Distribution from Red Light/Railroad Violations
- 50/50 Split
- Maintenance of Effort payments

# SCO Court Revenue Audits

Let's take a look at TC-31's!



# Schedule 1— Summary of Audit Findings by Fiscal Year July 1, 2004, through June 30, 2010

| Description<br>Account Title—Code Section <sup>1</sup>                                                                | Fiscal Year |              |              |              |              |              | Total              | Reference <sup>2</sup> |
|-----------------------------------------------------------------------------------------------------------------------|-------------|--------------|--------------|--------------|--------------|--------------|--------------------|------------------------|
|                                                                                                                       | 2004-05     | 2005-06      | 2006-07      | 2007-08      | 2008-09      | 2009-10      |                    |                        |
| <b>Overremitted 50% excess of qualified fines, fees, and penalties</b>                                                |             |              |              |              |              |              |                    |                        |
| Trial Court Improvement Fund—GC §77205(a)                                                                             | \$ 34,218   | \$ (179,010) | \$ (126,350) | \$ (159,443) | \$ (142,301) | \$ (126,076) | \$ (698,962)       | Finding 1              |
| <b>Trial Court Improvement Fund-GC 77205(a)</b>                                                                       |             |              |              |              |              |              | <b>\$(698,962)</b> | <b>Finding 1</b>       |
| GC §70372(b)                                                                                                          | —           | —            | —            | —            | —            | (4,398)      | (4,398)            | Finding 2              |
| State Court Facilities Construction Fund-Immediate and Critical Needs Account-Parking Penalty Assessment—GC §70372(a) | —           | —            | —            | —            | —            | (8,929)      | (8,929)            | Finding 2              |
| <b>Inappropriate distribution of city related TVS bail</b>                                                            |             |              |              |              |              |              |                    |                        |
| State Court Facilities Construction Fund-Penalties—GC §70372(b)                                                       | 108,520     | 64,587       | —            | —            | —            | —            | 173,107            | Finding 6              |
| <b>Underremitted evidence-of-financial responsibility</b>                                                             |             |              |              |              |              |              |                    |                        |
| State General Fund-\$10—PC §1463.22(c)                                                                                | 32,993      | 27,583       | 26,378       | 2,647        | 11,147       | 6,460        | 107,208            | Finding 7              |
| State Transportation Fund-\$3—PC §1463.22(b)                                                                          | 9,898       | 8,275        | 7,913        | 794          | 3,344        | 1,938        | 32,162             | Finding 7              |
| Net amount underpaid (overpaid) to the State Treasurer                                                                | \$ 221,783  | \$ (46,759)  | \$ (53,225)  | \$ (109,377) | \$ (82,032)  | \$ (78,984)  | \$ (148,594)       |                        |

**State Court Facilities Construction Fund-Penalties** **\$173,107 Finding 6**  
**GC 70372(b)**

<sup>1</sup> The identification of State revenue account titles should be used to ensure proper recording when preparing the remittance advice form TC-31 to the State Treasurer.  
Legend: GC=Government Code, VC=Vehicle Code, PC=Penal Code.

<sup>2</sup> See the Findings and Recommendations section.

|                              |
|------------------------------|
| CO# MONTH<br>XX-99<br>SAMPLE |
|------------------------------|

|                                                  |
|--------------------------------------------------|
| REMITTANCE ADVICE NUMBER<br><br><b>CO XX0121</b> |
|--------------------------------------------------|

REPORT TO STATE CONTROLLER OF REMITTANCE TO STATE TREASURER - TC-31

COUNTY NAME - NUMBER:

COLLECTIONS FOR THE MONTH OF (Mo / Yr): Audit / 7-1-04 thru 6-30-10

| STATE CONTROLLER'S USE ONLY |         |      |             |              | AMOUNT                                                                                                                             | CODE SECTION & DESCRIPTION |
|-----------------------------|---------|------|-------------|--------------|------------------------------------------------------------------------------------------------------------------------------------|----------------------------|
| FUND                        | AGENCY  | FF   | REV / OBJ   |              |                                                                                                                                    |                            |
| 0 0 0 1                     | 0 2 5 0 |      | 1 6 1 4 0 3 |              | General Fund - Penal Code 1465.7, AB 3000 - 20% surcharge on criminal fines                                                        |                            |
| 0 0 0 1                     | 0 8 2 0 |      | 1 3 1 5 0 0 |              | General Fund - Health & Safety 11372.5 - Criminalistics Lab Fee, Health & Safety 11502 - State Fines                               |                            |
| 0 0 0 1                     | 9 9 9 0 |      | 1 3 0 9 0 1 |              | General Fund - Penal Code 290.3 - First Conviction                                                                                 |                            |
| 0 0 0 1                     | 9 9 9 0 |      | 1 3 0 9 0 2 |              | General Fund - Penal Code 290.3 - Second & Subsequent Convictions                                                                  |                            |
| 0 0 0 1                     | 9 9 9 0 |      | 1 6 0 5 0 0 |              | General Fund - Health & Safety 11489 - Asset Forfeitures (24%)                                                                     |                            |
| 0 0 0 1                     | 9 9 9 0 | 2011 | 1 6 4 0 0 0 | 107,208.00   | General Fund - Penal Code 1463.22(c) - Uninsured Motorists (\$10 Conviction) <b>AUDIT FINDING</b>                                  |                            |
| 0 0 0                       |         |      |             |              | <b>\$(563,694)</b>                                                                                                                 |                            |
| 0 0 0                       |         |      |             |              |                                                                                                                                    |                            |
| 0 0 4                       |         |      |             |              |                                                                                                                                    |                            |
| 0 0 4                       |         |      |             |              |                                                                                                                                    |                            |
| 0 1 0 2                     | 3 5 4 0 |      | 1 2 5 2 0 0 |              | State Fire Marshall Lic/Cert Fund - Health & Safety 12105 - Explosive Permit Fees                                                  |                            |
| 0 1 5 9                     | 0 2 5 0 |      | 1 6 4 6 0 2 |              | Trial Court Improvement Fund - Government Code 68090.8 - 2% Automation                                                             |                            |
| 0 1 5 9                     | 0 2 5 0 | 2011 | 1 6 4 6 0 3 | (563,694.00) | Trial Court Improvement Fund - GC 77205 - 50% Excess <b>AUDIT FINDING</b>                                                          |                            |
| 0 2 0                       |         |      |             |              | Fish & Game Preservation Fund - Fish & Game 711.4 -                                                                                |                            |
| 0 2 0                       |         |      |             |              | <b>\$173,107</b>                                                                                                                   |                            |
| 0 2 0                       |         |      |             |              |                                                                                                                                    |                            |
| 0 2 1                       |         |      |             |              |                                                                                                                                    |                            |
| 0 2 1                       |         |      |             |              |                                                                                                                                    |                            |
| 0 2 1                       |         |      |             |              |                                                                                                                                    |                            |
| 0 2 1 4                     | 1 8 7 0 |      | 1 6 4 4 0 0 |              | Restitution Fund - Penal Code 1463.18 - DUI Fines                                                                                  |                            |
| 3 0 3 7                     | 0 2 5 0 | 2011 | 1 6 4 3 0 0 | 173,107.00   | State Court Facilities Construction Fund - Immediate & Critical Needs Account - GC 70372(b) - Parking penalty <b>AUDIT FINDING</b> |                            |
| TOTAL                       |         |      |             | 1.00         |                                                                                                                                    |                            |

TO STATE CONTROLLER: I hereby certify that the foregoing report, as it relates to the agency I represent, is a correct statement of the State's share of collections deposited for the month stated above in accordance with Section 68101 of the Government Code. Remittance has been made to the State Treasurer.

|                |                |
|----------------|----------------|
| SIGNATURE      |                |
| OFFICIAL TITLE | DATE           |
| CONTACT PERSON |                |
| PHONE          | E-MAIL ADDRESS |
| ADDRESS        |                |

|                                                                        |
|------------------------------------------------------------------------|
| STATE TREASURER'S ENDORSEMENT<br><br>TC-31 should never be a negative. |
|------------------------------------------------------------------------|

|           |
|-----------|
| CO# MONTH |
| XX - 12   |
| SAMPLE    |

|                          |
|--------------------------|
| REMITTANCE ADVISE NUMBER |
| CO <b>XX0122</b>         |

# REPORT TO STATE CONTROLLER OF REMITTANCE TO STATE TREASURER - TC-31

COUNTY NAME - NUMBER:

COLLECTIONS FOR THE MONTH OF (Mo / Yr):

December / 2012

| STATE CONTROLLER'S USE ONLY |         |      |             |              |    | CODE SECTION & DESCRIPTION                                                                                                         |  |
|-----------------------------|---------|------|-------------|--------------|----|------------------------------------------------------------------------------------------------------------------------------------|--|
| FUND                        | AGENCY  | FF   | REV / OBJ   | AMOUNT       | UN |                                                                                                                                    |  |
| 0 2 6 8                     | 8 1 2 0 |      | 1 2 5 6 0 0 |              |    | Peace Officer's Training Fund - Health & Safety 103680(b)                                                                          |  |
| 0 5 5 7                     | 3 9 6 0 |      | 1 6 4 3 0 0 |              |    | Hazardous Substance Subaccount - Health & Safety 25189                                                                             |  |
| 0 5 8 7                     | 0 2 5 0 |      | 1 6 1 4 0 0 |              |    | Family Law Trust Fund - H&S Code 103625(c), FC 1852 - Marriage Record Fees                                                         |  |
| 0 6 4 1                     | 0 8 2 0 | 2012 | 2 9 9 5 0 0 | 496.25       |    | Domestic Violence Restraining Order Reimbursement Fund - Penal Code 1203.097                                                       |  |
| 0 6 4 2                     | 4 2 6 5 | 2012 | 1 3 1 7 0 0 | 496.25       |    | Domestic Violence Training and Education Fund - Penal Code 1203.097                                                                |  |
| 0 7 6 7                     | 1 1 1 0 |      | 1 3 1 7 0 0 |              |    | Pharmacy Board Contingent Fund - Business & Professions Code 4236-4414                                                             |  |
| 0 8 1 5                     | 1 9 0 0 |      | 2 1 6 5 0 0 |              |    | Government Code 68085(c) - Judges Retirement Fund                                                                                  |  |
| 0 9 0 3                     | 0 6 9 0 |      | 2 3 7 5 0 0 |              |    | State Penalty Fund - Penal Code 1464                                                                                               |  |
| 0 9 0 3                     | 0 6 9 0 | 2012 | 2 3 7 5 0 1 | 3,465.00     |    | Penal Code 1464(b) State Penalty Fund - Traumatic Brain Injury - Vehicle Code 27315                                                |  |
| 0 9 0 3                     | 0 6 9 0 | 2012 | 2 3 7 5 0 2 | 5,423.00     |    | State Penalty Fund - Vehicle Code 40611 State Penalty Fund - Proof of Correction                                                   |  |
| 0 9 0 3                     | 0 6 9 0 |      | 2 3 7 5 0 3 |              |    | State Penalty Fund - Penal Code 1464 - Fish & Game Assessment                                                                      |  |
| 0 9 3 2                     | 0 2 5 0 |      | 1 3 1 7 0 5 |              |    | Trial Court Trust Fund - GC 77201.3 (a)(1) Expenditure Base - Effective July 1, 2006                                               |  |
| 0 9 3 2                     | 0 2 5 0 |      | 1 6 4 6 0 1 |              |    | Trial Court Trust Fund - GC 77201.3 (a)(2) Revenue Base - Effective July 1, 2006                                                   |  |
| 0 9 3 2                     | 0 2 5 0 |      | 1 6 4 7 0 7 |              |    | Trial Court Trust Fund - GC 68085(c) - Applies to all fees collected on or before December 31, 2005                                |  |
| 0 9 3 2                     | 0 2 5 0 |      | 1 6 4 7 4 3 |              |    | Trial Court Trust Fund - PC 1465.8 - Court Operations Assessment                                                                   |  |
| 0 9 3 2                     | 0 2 5 0 | 2012 | 1 6 4 3 0 0 | 42,872.00    |    | Trial Court Trust Fund - GC 76000.3 (a) - Additional \$3 Penalty                                                                   |  |
| 1 0 1 7                     | 6 4 4 0 |      | 1 4 1 2 0 0 |              |    | Umbilical Cord Blood Collection Fund - H&S Code 103625 (b)(1) - Additional \$2 Fee for Birth Certificate                           |  |
| 3 0 1 6                     | 0 8 2 0 |      | 1 3 1 7 0 0 |              |    | Missing Persons DNA Database Fund - Penal Code 14251(b)                                                                            |  |
| 3 0 3 7                     | 0 2 5 0 | 2012 | 1 6 4 8 0 1 | 99,367.00    |    | State Court Facilities Construction Fund - GC 70372(a) - Penalty on criminal fines                                                 |  |
| 3 0 3 7                     | 0 2 5 0 | 2011 | 1 6 4 3 0 0 | (4,398.00)   |    | State Court Facilities Construction Fund - GC 70372(b) - Parking penalty <b>AUDIT FINDING</b>                                      |  |
| 3 1 3 8                     | 0 2 5 0 | 2011 | 1 6 4 3 0 0 | (8,929.00)   |    | State Court Facilities Construction Fund - Immediate & Critical Needs Account - GC 70372(b) - Parking penalty <b>AUDIT FINDING</b> |  |
| 0 1 5 9                     | 0 2 5 0 | 2011 | 1 6 4 6 0 3 | (135,268.00) |    | Trial Court Improvement Fund - GC 77205 - 50% Excess <b>AUDIT FINDING</b>                                                          |  |
| TOTAL                       |         |      |             | 3,524.50     |    | STATE TREASURER'S ENDORSEMENT                                                                                                      |  |

TO STATE CONTROLLER: I hereby certify that the foregoing report, as it relates to the agency I represent, is a correct statement of the State's share of collections deposited for the month stated above in accordance with Section 68101 of the Government Code. Remittance has been made to the State Treasurer.

|                |               |
|----------------|---------------|
| (SIGNED)       |               |
| OFFICIAL TITLE | DATE          |
| CONTACT PERSON |               |
| PHONE          | CAROL ADDRESS |
| ADDRESS        |               |

Form CA 26 Rev 11/2011

Page 2 of 3

☐ = Change to revenue description

Revenue Distribution Training - July 9, 2014

# Contacts

Any questions about remittances should be directed to:

- Sue Ballengee
  - Phone: (916) 445-3317
  - Email: [sballengee@sco.ca.gov](mailto:sballengee@sco.ca.gov)

Audit payment questions can be directed to:

- Sandi Rowland
  - Phone: (916) 327-1703
  - Email: [srowland@sco.ca.gov](mailto:srowland@sco.ca.gov)



The seal of the Judicial Council of California is a circular emblem. It features a central shield with various symbols: a ship, a plow, a sheaf of wheat, and a bear. Above the shield is a banner with the word "EUREKA". The shield is flanked by two figures, one holding a scale and the other a sword. The entire seal is encircled by the text "JUDICIAL COUNCIL OF CALIFORNIA" and the year "1926" at the bottom.

# **Judicial Council Internal Audit Services Audits**

[www.courts.ca.gov/12050.htm](http://www.courts.ca.gov/12050.htm)

# SCO vs. AOC Audits of Distributions

## SCO

- Retrospective
- Ensuring that the State receives money due it by statute (TC-31's)

## JC

- Prospective
- Judgmental sampling of more complex, high volume distributions currently (last year) being done

### News & Reference

#### Newsroom

#### Reports & Publications

- » [Access & Fairness Reports & Publications](#)
- » [Alternative Dispute Resolution Reports & Resources](#)
- » [Annual Reports/Strategic Plans](#)
- » **Audit Reports**
- » [Capitol Connection](#)
- » [Civil Fees](#)
- » [Civil Law](#)
- » [Community Outreach](#)
- » [Courts: General](#)
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- » [Judges](#)
- » [Legislative Reports](#)
- » [Self-Represented Litigants](#)
- » [Trial Court Unification](#)
- » [Vexatious Litigant List](#)

#### Research & Statistics

#### Photo / Video Library

## Audit Reports

 [Print](#)

On August 27, 2010, the Judicial Council approved the following recommendations:

1. Audit reports will be submitted through the Executive and Planning Committee to the Judicial Council. Audit reports will not be considered "final audit reports" until formally accepted by the council.
2. All final audit reports will be placed on the California Courts public website to facilitate public access. This procedure will apply to all reports accepted by the Judicial Council after approval of this recommendation.

Audit reports are posted by on this website after the Judicial Council meeting at which they are presented and accepted. The reports are in Adobe Acrobat format and are reported by Judicial Council meeting date. The reports presented and accepted can be seen by clicking on the link below. Audit reports dating prior to August 2010 can be requested using the [Public Access to Judicial Administrative Records](#) procedures.

### INTERNAL AUDIT SERVICES

#### Fiscal Year 2013-2014

##### April 25, 2014 Judicial Council Meeting

- [Audit of the Superior Court of California, County of Yuba](#)  (August 2013)

##### December 13, 2013 Judicial Council Meeting

- [Audit of the Superior Court of California, County of Monterey](#)  (December 2012)

##### August 23, 2013 Judicial Council Meeting

- [Audit of the Superior Court of California, County of Orange](#)  (December 2012)

##### July 25, 2013 Judicial Council Meeting

# Audit Report Issues

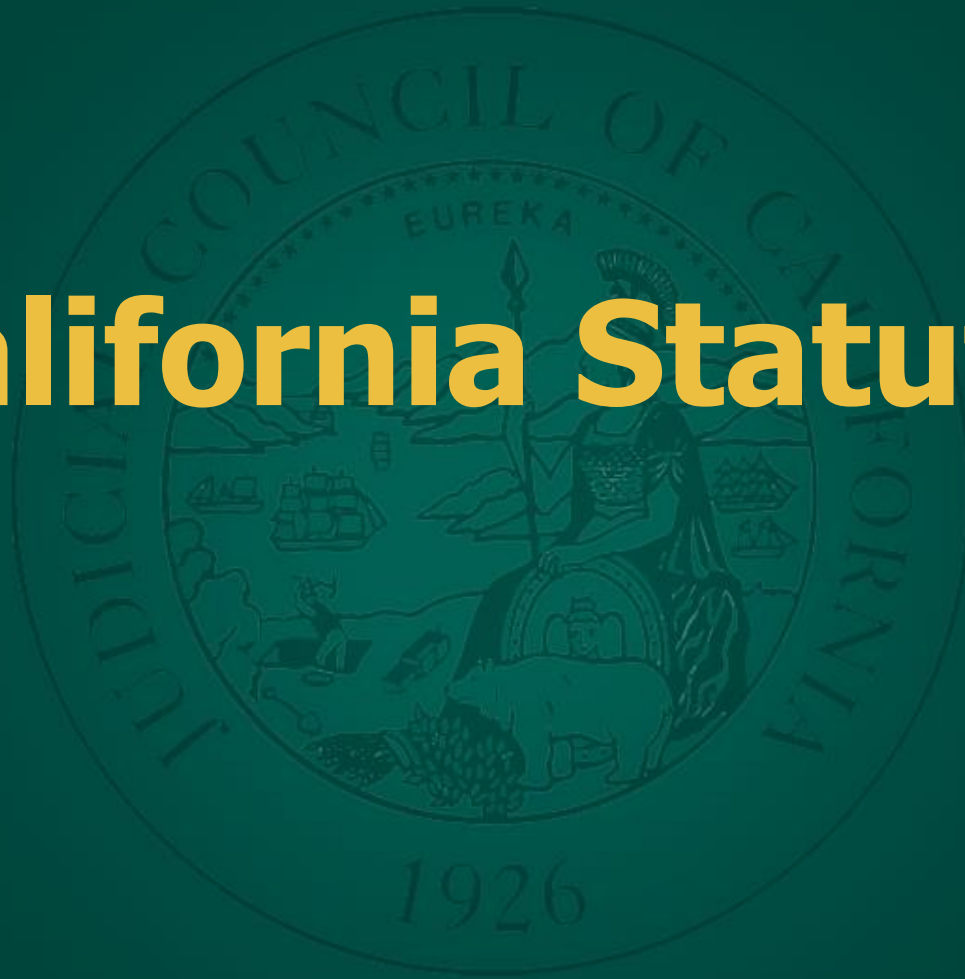
Some of the more common revenue distribution issues reported:

- 30% Allocation to Red Light/Railroad Funds not from correct fines and penalties.
- Red Light, Railroad, Child Seat Traffic School Distributions not correct.
- GC 76000(e) Changing assessment (7 of 10) due to bond debt repayment. Three criteria: transfers completed, LCCF sent to state, and no debt.

# Audit Comments

- Minimize Under-Remittance Penalties
  - Penalties for Under-Remittance to the State
- Destruction of Records Between Audits  
(FIN Manual - Record Retention, Policy FIN 12.01, 6.1)
  - Records: Receipts for Fines, Fees, Penalties Collected and other collection receipts
  - Retention: Current year plus four additional years (or from the close date of the State Controller's Office audit, whichever is longer)
  - Suggestion: Confirm with SCO before destroying records

# California Statutes





# New Statutory Changes

Governor signs legislation that will effect distributions.

Some keys to be aware of:

- Chapter date
- Effective date
- Urgency legislation
- Sunset date

## Example:

AB 2094, effective 01/01/13, increased the domestic violence fee from a minimum of \$400 to a minimum of \$500, and requires the court to state a reason on the record if it reduces or waives the minimum fee.

# BASIC RULES

- 7 of 10 “or portion thereof” concept (round-up)
- “Notwithstanding any other provision of law”
- Discretionary language – *May, Should*
- Mandatory language – *Shall, Must, Will*

# BASIC RULES

- Base fine and enhancement
- Waivers, community service, jail time
- Arresting Agencies (City, Sheriff, CHP)
- Local ordinances (i.e., GC 76000 local penalties)
- Timely update of master distribution tables – plan ahead and prepare for changes

# BASIC RULES

- If new statutory sections impose **fin**es, which are punitive, the increased amounts may only be imposed on convictions for violations that occurred on the date of the increase (which for many new statutes is January 1, 2014) or afterwards. (**fees not mentioned above!**)
- Imposing the increased fines on violations that occurred prior to the date of the increase would violate ex post facto prohibitions.

# BASIC RULES

- Top Down vs. Bottom Up Assessments

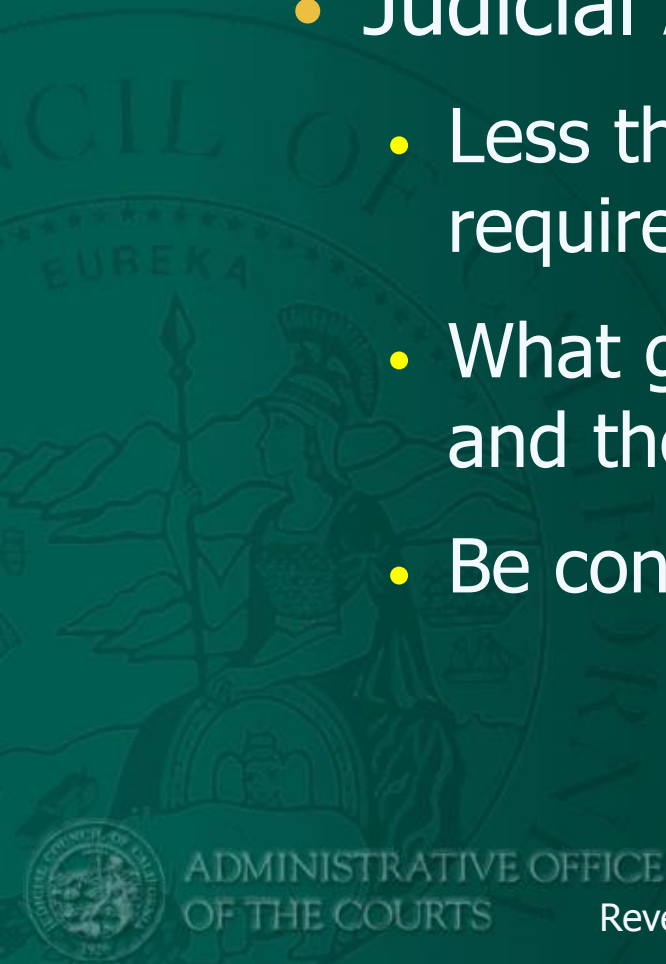
PC 1463.004: If a sentencing judge specifies only the total fine or forfeiture, or if an automated case-processing system requires it:

- Percentage calculations may be employed to establish the components of total fines or forfeitures
- Provided that the aggregate monthly distributions resulting from the calculations are the same as would be produced by strict observance of the statutory distributions.



# Proration Concept

- Judicial Assessment
  - Less than the mandatory statutory requirements
  - What gets covered on collections and then distribution?
  - Be consistent in method!!!





# Distribution Based Upon Probability Sampling – Another Option

**1463.5.** The distribution of funds required pursuant to Section 1463, and the distribution of assessments imposed and collected under Section 1464 and Section 42006 of the Vehicle Code, may be determined and made upon the basis of **probability sampling**. The sampling shall be procedural in nature and **shall not substantively modify the distributions** required pursuant to Sections 1463 and 1464 and Section 42006 of the Vehicle Code. The procedure for the sampling shall be prescribed by the county auditor and the procedure and its implementation shall be approved by the board of supervisors and a majority of the cities within a county. The reasonableness of the distribution shall be verified during the audit performed pursuant to Section 71383 of the Government Code.



# VC 40508.6

## Example of reading statute:

**40508.6.** The superior court in any county **may** establish administrative assessments, not to exceed ten dollars (\$10), for clerical and administrative costs incurred for the following activities:

(a) An assessment for the cost of recording and maintaining a record of the defendant's prior convictions for violations of this **code**. The assessment shall be payable at the time of payment of a fine or when bail is forfeited for any **subsequent violations** of this **code** other than parking, pedestrian, or bicycle violations.

(b) An assessment for all defendants whose driver's license or automobile registration is **attached or restricted** pursuant to Section 40509 or 40509.5, to cover the cost of notifying the Department of Motor Vehicles of the attachment or restriction. **[Report FTA / FTP to DMV]**

# Some Specific Statutes

- State Penalty
- Local Penalties - Gov. Code 76000
- Additional State and Local Penalties
- Late Penalty Charge

# State Penalty – PC 1464

- There shall be levied a state penalty in an amount equal to **\$10 for every \$10 or fraction thereof**, upon every fine, forfeiture or penalty imposed on criminal offenses with some exceptions listed at PC 1464(a) (1).
- After a **determination by the court** of the amount due, the clerk of the court shall **collect the penalty and transmit it to the county treasury**.
  - **Seventy percent (70%)** of the remaining balance shall be transmitted to the state treasury for deposit in the State Penalty Fund
  - **Thirty percent (30%)** remaining to stay on deposit in the county general fund.
- The State Penalty Fund is further distributed to various state funds in percentages specified in PC 1464 (f).



# State Penalty – PC 1464

## 1464.

(a) (1) Subject to Chapter 12 (commencing with Section 76000) of Title 8 of the Government **Code**, and except as otherwise provided in this section, there shall be levied a state **penalty** in the amount **of ten dollars (\$10) for every ten dollars (\$10), or part of ten dollars (\$10), upon every fine, penalty, or forfeiture imposed and collected** by the courts for **all criminal offenses**, including all offenses, **except parking offenses** as defined in subdivision (i) of Section 1463, involving a violation of a section of the Vehicle **Code** or any local ordinance adopted pursuant to the Vehicle **Code**.

# State Penalty – PC 1464

(3) The penalty imposed by this section does not apply to the following:

(A) Any restitution fine.

(B) Any penalty authorized by Chapter 12 (commencing with Section 76000) of Title 8 of the Government Code.

(C) Any parking offense subject to Article 3 (commencing with Section 40200) of Chapter 1 of Division 17 of the Vehicle Code.

(D) The state surcharge authorized by Section 1465.7.

(b) Where multiple offenses are involved, the state penalty shall be based upon the total fine or bail for each case. When a fine is suspended, in whole or in part, the state penalty shall be reduced in proportion to the suspension.





# Local Penalties – Gov. Code 76000 (a)

**76000.** (a) (1) Except as otherwise provided elsewhere in this section, in each county there shall be levied an additional penalty in the amount of **seven dollars (\$7) for every ten dollars (\$10), or part of ten dollars (\$10), upon every fine, penalty, or forfeiture** imposed and collected by the courts for **all criminal offenses**, including all offenses involving a violation of the Vehicle **Code** or **any local ordinance** adopted pursuant to the Vehicle **Code**.

# Gov. Code 76000 (a)

## 76000. (a) (2)

- This additional penalty shall be collected together with and in the same manner as the amounts established by Section 1464 of the Penal **Code**.
- These moneys shall be taken from fines and forfeitures deposited with the county treasurer prior to any division pursuant to Section 1463 of the Penal **Code**.
- The county treasurer shall deposit those amounts specified by the board of supervisors by resolution in one or more of the funds established pursuant to this chapter.
- However, deposits to these funds shall continue through whatever period of time is necessary to repay any borrowings made by the county on or before January 1, 1991, to pay for construction provided for in this chapter.



# Gov. Code 76000 (a)

(a) (3) This additional penalty does not apply to the following:

- (A) Any restitution fine.
- (B) Any penalty authorized by Section 1464 of the Penal **Code** or this chapter.
- (C) Any parking offense subject to Article 3 (commencing with Section 40200) of Chapter 1 of Division 17 of the Vehicle **Code**.
- (D) The state surcharge authorized by Section 1465.7 of the Penal Code.

# Local Penalties – Gov. Code 761xx Funds

- 76100 Local Courthouse Construction Fund (BOS)
- 76101 Criminal Justice Facilities Construction Fund (BOS)
- 76102 Automated Fingerprint/Digital Image Identification Fund (BOS)
- 76104 Emergency Medical Services Fund (BOS)
- 76104.5 DNA Identification Fund (BOS)

# Local Penalties – Gov. Code 76000 (e)

(e) The seven-dollar (\$7) additional penalty authorized by subdivision (a) shall be **reduced** in each county by the additional penalty amount assessed by the county for the local courthouse construction fund established by Section 76100 as of January 1, 1998, **when the money in that fund is transferred to the state under Section 70402**. The amount each county shall charge as an additional penalty under this section shall be as follows:

# Local Penalties – Gov. Code 70402

- 70402. (a) Any amount in a county's courthouse construction fund established by Section 76100, a fund established by Section 70622 in the County of Riverside, a fund established by Section 70624 in the County of San Bernardino, and a fund established by Section 70625 in the City and County of San Francisco, shall be transferred to the State Court Facilities Construction Fund at the later of the following dates: (1) The date of the last transfer of responsibility for court facilities from the county to the Judicial Council or December 31, 2009, whichever is earlier. (2) The date of the final payment of the bonded indebtedness for any court facility that is paid from that fund is retired.
- (b) If the responsibility for one or more facilities does not transfer, the county's courthouse construction fund shall retain that portion of the total money in the fund as the square footage of the facilities that do not transfer bears to the total square footage of court facilities in that county.



# GC 76000(e)

|              |        |                |        |                 |        |
|--------------|--------|----------------|--------|-----------------|--------|
|              |        |                |        |                 |        |
| Alameda      | \$5.00 | Marin          | \$5.00 | San Luis Obispo | \$5.00 |
| Alpine       | \$5.00 | Mariposa       | \$2.50 | San Mateo       | \$4.75 |
| Amador       | \$5.00 | Mendocino      | \$7.00 | Santa Barbara   | \$3.50 |
| Butte        | \$7.00 | Merced         | \$4.75 | Santa Clara     | \$5.50 |
| Calaveras    | \$3.00 | Modoc          | \$3.50 | Santa Cruz      | \$7.00 |
| Colusa       | \$6.00 | Mono           | \$4.00 | Shasta          | \$3.50 |
| Contra Costa | \$5.00 | Monterey       | \$5.00 | Sierra          | \$7.00 |
| Del Norte    | \$7.00 | Napa           | \$3.00 | Siskiyou        | \$5.00 |
| El Dorado    | \$5.00 | Nevada         | \$4.75 | Solano          | \$5.00 |
| Fresno       | \$7.00 | Orange         | \$5.29 | Sonoma          | \$5.00 |
| Glenn        | \$4.00 | Placer         | \$4.75 | Stanislaus      | \$5.00 |
| Humboldt     | \$5.00 | Plumas         | \$7.00 | Sutter          | \$6.00 |
| Imperial     | \$6.00 | Riverside      | \$4.60 | Tehama          | \$7.00 |
| Inyo         | \$4.00 | Sacramento     | \$5.00 | Trinity         | \$4.50 |
| Kern         | \$7.00 | San Benito     | \$5.00 | Tulare          | \$5.00 |
| Kings        | \$7.00 | San Bernardino | \$5.00 | Tuolumne        | \$7.00 |
| Lake         | \$7.00 | San Diego      | \$7.00 | Ventura         | \$5.00 |
| Lassen       | \$2.00 | San Francisco  | \$6.99 | Yolo            | \$7.00 |
| Los Angeles  | \$5.00 | San Joaquin    | \$3.75 | Yuba            | \$3.00 |
| Madera       | \$7.00 |                |        |                 |        |
|              |        |                |        |                 |        |

# Additional State and Local Penalties

## Additional State and Local Penalties:

- 76000.5 Emergency Medical Services Add'l Penalty (BOS: 2/10)
- 76000.10(c) Emergency Medical Air Transportation (\$4 per VC conviction)
- 76104.6 DNA Identification Fund (1/10; 75% County/25% State split)
- 76104.7 State DNA Identification Fund (4/10)
- 70372 Immediate and Critical Needs Account (same \$ as LCCF) and State Court Facilities Construction Fund (remainder of 5/10)

# Late Penalty Charge

Vehicle Code section 40310 requires the imposition of a late charge of **50 percent** on any traffic penalties not paid within 20 days.

The 20 days shall be counted from the mailing of a notice that the penalty has been assessed. See next page for a sample calculation.

## Sample Calculation of Late Charge

|                                                                                    |                                   |    |               |
|------------------------------------------------------------------------------------|-----------------------------------|----|---------------|
| 1 Base fine                                                                        |                                   | \$ | 25.00         |
| 2 Enhancement for one prior conviction                                             |                                   | +  | <u>10.00</u>  |
|                                                                                    | <b>ENHANCED BASE FINE</b>         | \$ | 35.00         |
| Additional penalties ( PC 1464 and GC 70372,76000,76000.5, 76104.6 , and 376104.7) | = \$29 TIMES 4                    | +  | 116.00        |
| 4 EMAT penalty for conviction of Vehicle Code violation (GC 76000.10(c)(1))        |                                   | +  | <u>4.00</u>   |
|                                                                                    | <b>INITIAL PENALTY</b>            | \$ | <b>155.00</b> |
| 5 Night court assessment (VC 42006)                                                |                                   | +  | 1.00          |
| 6 Administrative assessment for maintaining<br>a record of priors (VC 40508.6)     |                                   | +  | 10.00         |
| 7 Surcharge on base fine (PC 1465.7)                                               |                                   | +  | 7.00          |
| 8 Court operations assessment (PC 1465.8)                                          |                                   | +  | 40.00         |
| 9 Conviction assessment (GC 70373(a)(1))                                           |                                   | +  | <u>35.00</u>  |
|                                                                                    | <b>TOTAL DUE W/O LATE CHARGE</b>  | \$ | <b>248.00</b> |
| <b>10 Late charge (VC 40310)</b>                                                   | <b>[50% of initial penalty]</b>   | +  | <u>77.50</u>  |
|                                                                                    | <b>TOTAL DUE WITH LATE CHARGE</b> | \$ | <b>325.50</b> |

# Court Revenue Distribution Training

## July 2014



**Controller *John Chiang***  
***California State Controller's Office***

Revenue Distribution Training - July 9, 2014

# Overview

- 20% State Surcharge
- 2% State Automation
- Installment Payment Fees
  - Penal Code
  - Vehicle Code
- Priority of Installment Payments
- Maintenance of Effort (MOE) Payments
- Traffic Violator School Fee (TVS)
- Penalty for Parking Offenses GC 76000 (b), GC 70372 (b) & GC 76000.3



# 20% State Surcharge

## PC 1465.7

### PC 1465.7

(a) A state surcharge of 20 percent shall be levied on the base fine used to calculate the state penalty assessment as specified in subdivision (a) of Section 1464.

(b) This surcharge shall be in addition to the state penalty assessed pursuant to Section 1464 of the Penal Code and may not be included in the base fine used to calculate the state penalty assessment as specified in subdivision (a) of Section 1464.

(c) After a determination by the court of the amount due, the clerk of the court shall cause the amount of the state surcharge collected to be transmitted to the General Fund.

# 2% State Automation

## GC 68090.8

GC 68090.8 requires that 2% of all fines, penalties, and forfeitures collected in criminal cases, be remitted to the State Trial Court Improvement and Modernization Fund to finance court administrative automation projects.

This is a distribution, not an additional fine or fee.

# 2% State Automation

## GC 68090.8

The 2% deposit for automation list provided below is not an all-inclusive list; the code supersedes any list provided.

- 2% deposit for automation (GC 68090.8) – ***Applies to:***
  - The state penalty (PC 1464)
  - The local additional penalty (GC 76000)
  - The state court construction penalty (GC 70372)
  - The Proposition 69 DNA Identification Penalty (GC 76104.6)
  - The DNA Additional Penalty Assessment (GC 76104.7)
- 2% deposit for automation (GC 68090.8) – ***Does not apply to:***
  - 20% state surcharge (PC 1465.7)
  - The conviction assessment (GC 70373)

# Installment Payment Fee

## PC 1205

### PC 1205

(d) Nothing in this section shall be construed to prohibit the clerk of the court, or the judge if there is no clerk, from turning these accounts over to another county department or a collecting agency for processing and collection.

(f) This section shall not apply to restitution fines and restitution orders.

# Installment Payment Fee

## PC 1205

### PC 1205

(e) The defendant shall pay to the clerk of the court or the collecting agency a fee for the processing of installment accounts. This fee shall **equal the administrative and clerical costs**, as determined by the board of supervisors, **or by the court, depending on which entity administers the account.**

The defendant shall pay to the clerk of the court or the collecting agency the fee established for the processing of the **accounts receivable** that are not to be paid in installments.

The fee shall equal the administrative and clerical costs, as determined by the board of supervisors, or by the court, depending on which entity administers the account, **except that the fee shall not exceed thirty dollars (\$30).**

# VC Installment Payments Fee

## VC 42007(a)(2)

### VC 42007(a)(2)

- The clerk may accept from a defendant who is ordered or permitted to attend **traffic violator school** a payment **of at least 10 percent of the fee** required by paragraph (1) upon filing a written agreement by the defendant to pay the remainder of the fee according to an **installment payment schedule of no more than 90 days** as agreed upon with the court.
- The clerk shall collect a fee of **up to thirty-five dollars (\$35)** to cover administrative and clerical costs for processing an installment payment of the traffic violator school fee under this paragraph.



# VC Installment Payments Fee

## 40510.5(a) and (g)

### VC 40510.5(a) and (g)

(a) The clerk of the court may accept a payment and forfeiture of at least 10 percent of the total bail amount for each infraction violation of this code prior to the date on which the defendant promised to appear, or prior to the expiration of any lawful continuance of that date, or upon receipt of information that an action has been filed and prior to the scheduled court date, if all of the following circumstances exist: . . .

(g) The defendant shall pay to the clerk of the court or the collecting agency a fee for the processing of installment accounts. This fee shall equal the administrative and clerical costs, as determined by the board of supervisors or by the court, except that the fee **shall not exceed thirty-five dollars (\$35).**

# Priority of Installment Payments

## PC 1203.1d

Section provides for a mandatory prioritization in the distribution of all installment payments, as follows:

- 1) Restitution orders to victims (PC Section 1202.4(f)).
- 2) 20% State Surcharge (PC Section 1465.7).
- 3) Any fines, penalty assessments, and restitution fines (PC Section 1202.4 (b)). Payment of each of these items shall be made on a proportional basis to the total amount levied for all of these items.
- 4) Other reimbursable costs.

# Special Priority Within Priority 3

PC 1463.18(a)(1) - The first twenty dollars (\$20) of any amount collected for a conviction shall be transferred to the Restitution Fund. This amount shall be aggregated by the county treasurer and transferred to the State Treasury once per month for deposit in the Restitution Fund.

# Common Distributions for Priority 3

- 2% Automation Fee (GC 68090.8)
- “Fees” that increase the total fine:
  - Criminal Laboratory Analysis Fee (H&S 11372.5)
  - Drug Program Fee (H&S 11372.7)
- Fines or additional fines examples:
  - AIDS Education Program (PC 1463.23)
  - Additional Fine for Robbery, Burglary, etc. (PC 1202.5)
  - DUI Assessments: (PC 1463.14(a), PC 1463.16(a) and (b), and PC 1463.18)

# Common Distributions for Priority 3

- Penalty assessments or penalties examples:
  - Alcohol Abuse & Education Assessments (VC 23645)
  - Alcohol & Drug Problem Assessments (VC 23649)
  - Warrant Assessment (VC 40508.5 and PC 853.7a(a))
  - Fish and Game Additional Penalty (F&G 12021)
  - State Construction Penalties (GC 70372)
  - State Penalty Assessment (PC 1464)
  - Local Penalty Assessment (GC 76000))

# Common Distributions for Priority 4

- Other reimbursable costs:
  - In general, administrative fees and assessments and reimbursements for services fall into this classification.
- For example:
  - Installment/Accounts Receivable Fee (PC 1205(d))
  - Warrant/Hold Assessment Fee (VC 40508.5)
  - Prior Conviction Fee (VC 40508.6)
  - Citation Processing Fee (PC 1463.07)
  - Administrative Screening Fee (PC 1463.07)
  - Civil Assessment (PC 1214.1)



# Common Distributions for Priority 4

- Additional examples:
  - Cost of Probation Fee (PC 1203.1b)
  - Cost of Incarceration Fee (PC 1203.1c)
  - Cost of Parole Supervision Fee (PC 1203.1f)
  - Driving Under the Influence Assessment (PC 1463.14(b))
  - 10% Restitution Reimbursement Fee (PC 1202.4 (I))
  - Night Court Assessment (VC 42006)

# Maintenance Of Effort (MOE) Payments

- Besides monthly remittances of various criminal fines, fees and penalties to the State, the county also must remit the following Maintenance of Effort (MOE) payments:
  - GC 77205      Fifty Percent Excess Revenue Distribution
  - GC 77201.3    County Maintenance of Effort for Court Operations
  - GC 70353      Court Facilities Trust Fund
- These MOE distributions have been developed by the Legislature to mitigate some of the consequences of transferring financial responsibility for court operations from the counties to the state. MOE remittances are all listed on the TC-31 report.

# Fifty Percent Excess Revenue Distribution

## GC 77205

- As a result of the transfer of responsibility for the courts to the State, county general funds now benefit from increases in fines, fees, and forfeitures that would previously have gone to the State.
- GC 77205 provides that, for specified revenues, the amount of benefit the county general fund receives from these increases are to be shared with the State.
- If in any fiscal year a county collects more moneys in specified court revenues for deposit in the county general fund than the amount listed for that county in GC Section 77201.1, 50% of the amount in excess of the GC 77201.1 threshold is remitted to the State for deposit in the Trial Court Improvement and Modernization Fund. The remaining 50% is retained by the county general fund.

# The Basis of the Fifty Percent Excess Revenue

The GC 77205 excess fine and forfeiture revenue calculations are made on the county general fund moneys that are collected from the following sources:

- PC 1463.001 (County Arrest) fines – 75% of base fine.
- PC 1463.001 (City Arrest) fines – 75% of county percentage as listed in PC 1463.002.
- PC 1464 State Penalty – 30%, including traumatic brain penalty. Does not include VC 40611 or fish and game amount.
- VC 42007 Traffic Violator School fees – 77% of collections distributed to the county general fund. Does not include distributions to the Maddy Emergency Medical Services Fund, Courthouse Construction Fund, Criminal Justice Facilities Construction Fund, or to the cities.

# The Basis of the Fifty Percent Excess Revenue

Additional sources include:

- VC 42007.1 Traffic Violator School \$24 fee – 100% of collections.
- VC 42008 Amnesty fees (distribution repealed so activity is unlikely) – 100% of funds that would have been remitted to the State General Fund on December 31, 1997.
- GC 27361 Recording and Indexing fee – \$1 fee pursuant to section (b).
- PC 1463.07, formerly GC 29550(f), Administrative Screening and Citation Processing fee – 100% of collections.
- GC 76000 – \$2 portion of every parking fee – 100% of collections.

# The Basis of the Fifty Percent Excess Revenue

Additional sources include:

- Of the amount that exceeds the county's total in GC 77201.1(b)(2) version effective July 1, 1999, 50% is remitted to the State Trial Court Improvement and Modernization Fund and 50% is deposited in the county general fund.
- The calculations would be made after any deductions for eligible comprehensive collection costs pursuant to PC 1463.007.

**Note: The county should make the calculation either based on the accrual basis (July through June collection months) or on the cash basis for the fiscal year. The calculation should be consistently applied thereafter as either cash or accrual.**



# Fifty Percent Excess Revenue Distribution

## GC 77205

- The essential process is to calculate the revenue the county general fund has received from the eight specified fine, fee, and forfeiture, statutes specified in GC 77205; compare that amount to the statutory threshold listed in GC77201.1; and remit 50% of the difference.
- A significant complication in this calculation is that this revenue calculation is to be based on the applicable statutes as they read on December 31, 1997. Santa Cruz base revenue obligation is \$ 1,902,096, according GC 77201.1 (b) (2) commencing on Dec 31, 1999.

# Traffic Violator School Fee (TVS)

## VC 42007

- Traffic violators are often given the option of attending Traffic Violators School (TVS). In current law, successful completion of TVS resulted in the dismissal of the underlying offense.
- Attending TVS does not directly reduce the monetary punishment of the violator. The “confidential” nature of the conviction, however, can have a positive effect on the violator’s insurance rates.
- VC 42007(d)(NOTICE) effective July 1, 2011: If you are eligible and decide not to attend traffic school your automobile insurance may be adversely affected. One conviction in any 18-month period will be held confidential and not show on your driving record if you complete a traffic violator school program.

# Traffic Violator School Fee (TVS)

## VC 42007

- The TVS fee includes “an amount equal to the total bail set forth for the eligible offense on the uniform county made bail schedule. As used in this subdivision, ‘total bail’ means the amount established pursuant to PC 1269b in accordance with the Uniform Statewide Bail schedule adopted by the judicial Council, including all assessments, surcharges, and penalty amounts.” VC 42007(a)(1)
- The TVS fee is distributed pursuant to VC 42007. From the fee, \$1 is distributed to the County Courthouse Construction Fund and to the County Criminal Justice Facilities Construction Fund, if established.

# Traffic Violator School Fee (TVS)

## VC 42007

- In any county that has established a Maddy Emergency Medical Services Fund pursuant to Section 1797.98a of the Health and Safety Code, an amount equal to the sum of each two dollars (\$2) for every seven dollars (\$7) that would have been collected pursuant to Section 76000 of the Government Code and, commencing January 1, 2009, an amount equal to the sum of each two dollars (\$2) for every ten dollars (\$10) that would have been collected pursuant to Section 76000.5 of the Government Code with respect to those counties to which that section is applicable shall be deposited in that fund (VC 42007(b)(2)).

# Traffic Violator School Fee (TVS)

## VC 42007

- If the arrest was a city arrest, the amount equal to the amount that the city would have received pursuant to PC 1463.001(b)(3), shall be deposited in the treasury of the appropriate city.
- The amount of the fee attributable to the State Courthouse Construction Penalty GC 70372(a) is distributed pursuant to subdivision (f) of that section.

# Additional TVS Fee

## VC 42007.1

- In addition to the TVS fee imposed in accordance with VC 42007(a), TVS participants are also required to pay:
  - \$49 Additional TVS Fee (VC 42007.1)
  - \$3 DMV Admin Fee (VC 11208 (c))
- Pursuant to VC 11205.2 (c), the Court may also assess an additional fee (up to actual costs) for costs incurred by a traffic assistance program.
- The fee collected under this section shall be deposited in the county general fund. 51% of this fee is distributed monthly to the State for deposit into the Immediate and Critical Needs Account of the State Court Facilities Construction Fund; the balance is retained by the county general fund.



# Penalty for Parking Offenses

## GC 76000 (b)

- In each authorized county, provided that the board of supervisors has adopted a resolution stating that the implementation of this subdivision is necessary to the county for the purposes authorized, with respect to **each authorized fund** established pursuant to Section 76100 or 76101, for every parking offense where a parking penalty, fine, or forfeiture is imposed, an added penalty of \$2.50 shall be included in the total penalty, fine, or forfeiture.
- Each agency which elects to process parking violations shall pay to the county treasurer two dollars and fifty cents (\$2.50) for **each fund** for each parking penalty collected on each violation which is not filed in court.
- Those payments to the county treasurer shall be made monthly, and the county treasurer shall deposit all those sums in the authorized fund.

# Penalty for Parking Offenses

## GC 76000 (b)

- This \$2.50 added penalty can be added to each of the following funds, Courthouse Construction Fund (GC 76100(a)) and the Criminal Justice Facilities Construction Fund (GC 76101(a)), if the county has established these funds.
- This amount is assessed on each parking offense; multiple offenses on a single parking citation would result in multiple assessments. This assessment applies only to civil parking offenses; it does not apply to proof of correction citations or criminal parking offenses. \$1.50 of this penalty is distributed to the local courthouse construction fund and the remaining \$1 is distributed to the county general fund.

# Penalty for Parking Offenses

## GC 76000 (b)

- After a county has transferred its court facilities to the State, it must reduce the Courthouse Construction Fund penalty to \$1 which is distributed to the county general fund unless money is still needed to pay for construction and debt authorized by GC 76100 and started prior to the transfer of responsibility from the county to the Judicial Council. A county's authority to assess the Criminal Justice Facilities Construction Fund penalty is unaffected by the transfer of its court facilities to the State.

# State Court House Construction Penalty

## GC 70372 (b)

- In addition to the penalty provided by GC 70372(a), an added state court construction penalty of \$4.50 is levied on every parking offense where a parking fine, penalty, or forfeiture is imposed. It shall be included in the total penalty, fine, or forfeiture.
- Each agency that elects to process parking violations shall pay to the county treasurer four dollars and fifty cents (\$4.50) for the parking penalty imposed by this subdivision for each violation that is not filed in court.
- The payments to the county treasurer shall be made monthly, and the county treasurer shall transmit these sums as provided in paragraph (2) of subdivision (f) of GC 70372 (b).

# State Parking Penalty

## GC 76000.3

- Notwithstanding any other provision of law, for each parking offense where a parking penalty, fine, or forfeiture is imposed, an added penalty of three dollars (\$3) shall be imposed in addition to the penalty, fine, or forfeiture set by the city, district, or other issuing agency.
- For each infraction parking violation for which a penalty or fine is collected in the courts of the county, the county treasurer shall transmit the penalty imposed pursuant to subdivision (a) to the Treasurer for deposit in the Trial Court Trust Fund established by Section 68085.
- These moneys shall be taken from the penalties, fines, and forfeitures deposited with the county treasurer prior to any division pursuant to Section 1463.009 of the Penal Code. The judges of the county shall increase the bail schedule amounts as appropriate for infraction parking violations to reflect the added penalty provided for by subdivision (a).

# State Parking Penalty

## GC 76000.3

- Each agency that elects to process parking violations shall pay to the Treasurer for deposit in the Trial Court Trust Fund three dollars (\$3) for each civil parking penalty collected on each violation. Those payments to the Treasurer shall be made monthly.

## Parking Violations Example 1

**Notice of Parking Citation -- City and County of San Francisco**  
**Local Traffic Code Violation -- TC 202.1 Parking Meter/Downtown \$72.00**

### Assumptions:

- 1 Under GC 76000 (b), the County Board of Supervisors has by resolution established the following two funds:
  - a. GC 76100 - Courthouse Construction Fund
  - b. GC 76101 - Criminal Justice Construction Fund
- 2 Assessment of a \$3 penalty as the citation is a fine imposed for a parking infraction violation committed on or after January 1, 2011.  
 The citation here is not a parking infraction violation.
- 3 No late fee under VC Section 40203.5 and SF Transportation Code Section 301.

| DISTRIBUTION REQUIREMENTS                                      |         |                                          |            |         |              |      |       |  |          |
|----------------------------------------------------------------|---------|------------------------------------------|------------|---------|--------------|------|-------|--|----------|
|                                                                | RECEIPT | APPLICABLE FUND                          | BOS<br>Req | AMOUNT  | Ticket       |      |       |  |          |
| San Francisco TC 202.1 Parking Meter/Downtown                  |         |                                          |            |         |              |      |       |  | \$ 72.00 |
| <b>Specific Distributions</b>                                  |         |                                          |            |         |              |      |       |  |          |
| 2 Gov. Code section 70372(b)                                   | State   | State Court Facilities Construction Fund |            | \$ 4.50 |              |      |       |  |          |
|                                                                |         | Immediate and Critical Needs             | GC 70371.5 | 1/3     |              |      |       |  | 1.50     |
|                                                                |         |                                          |            | 2/3     |              |      |       |  | 3.00     |
| 3 Gov. Code section 76000 (b)                                  |         |                                          |            |         |              |      |       |  |          |
| 76000 (d)                                                      | County  | Courthouse Construction Fund             | GC 76100   | BOS     | \$ 1.50      | 100% |       |  | 1.50     |
| 76000 (b)                                                      | County  | Criminal Justice Construction Fund       | GC 76101   | BOS     | \$ 1.50      | 100% |       |  | 1.50     |
| 4 Gov. Code section 76000 (c)                                  | County  | County General Fund                      |            |         | \$1 / \$2.50 |      |       |  | 2.00     |
| 5 Gov Code sect 76000.3                                        | State   |                                          |            |         | \$3.00       |      |       |  | 3.00     |
| <b>Total Specific Distributions</b>                            |         |                                          |            |         |              |      |       |  | 12.50    |
| <b>Amount to distribution to 'city' of the residual amount</b> |         |                                          |            |         |              |      |       |  | \$ 59.50 |
| <b>Distribution by Entity</b>                                  |         |                                          |            |         |              |      |       |  |          |
|                                                                |         |                                          |            |         | City         | \$   | 59.50 |  |          |
|                                                                |         |                                          |            |         | County       |      | 5.00  |  |          |
|                                                                |         |                                          |            |         | State        |      | 7.50  |  |          |
|                                                                |         |                                          |            |         |              | \$   | 72.00 |  |          |

### NOTES:

- 1 BOS = Board of Supervisors of the County
- 2 GC section 76000(d) amount is reduced to \$1 as of the date of transfer of responsibility for facilities from the county to the Judicial Council pursuant to Article 3 (commencing with Section 70321 of Chapter 5.1, **except** as money is needed to pay for **construction** provided for in Section 76100 and undertaken prior to the transfer of responsibility for facilities from the county to the Judicial Council.
- 3 GC Section 76000 (c) is the deposit of \$1 of every \$2.50 collected pursuant to subdivision (b) of 76000.
- 4 Gov. Code section allow for a criminal conviction assessment of \$35 for each infraction conviction and \$30 for each felony or misdemeanor conviction.



# Questions?



# Afternoon Program

12:00 to 1:00 LUNCH

1:00 to 2:30 Panel of Experts -

- Frequently Asked Questions

2:30 to 2:45 Closing

2:45 to 3:00 Break

- Also meet/talk to panel members

3:00 to 4:30 Distribution Spreadsheets

1. Basic and Special Distribution Calculations
2. Build Your Own Spreadsheets Instruction



# Lunch Break

(60 minutes please)

The background of the slide features a large, faint, circular seal of the Judicial Council of California. The seal contains the text "JUDICIAL COUNCIL OF CALIFORNIA" around the top and "1926" at the bottom. In the center is a shield with various symbols, including a ship, a plow, and a sheaf of wheat, with the word "EUREKA" above it.

# Panel of Experts

## Frequently Asked Questions

Revenue Distribution Training - July 9, 2014

# Experts

## SCO

Jim Reisinger

Bob Stonehouse

## Court

Ray Tickner

## JC

John Judnick

Robert Cabral

## County

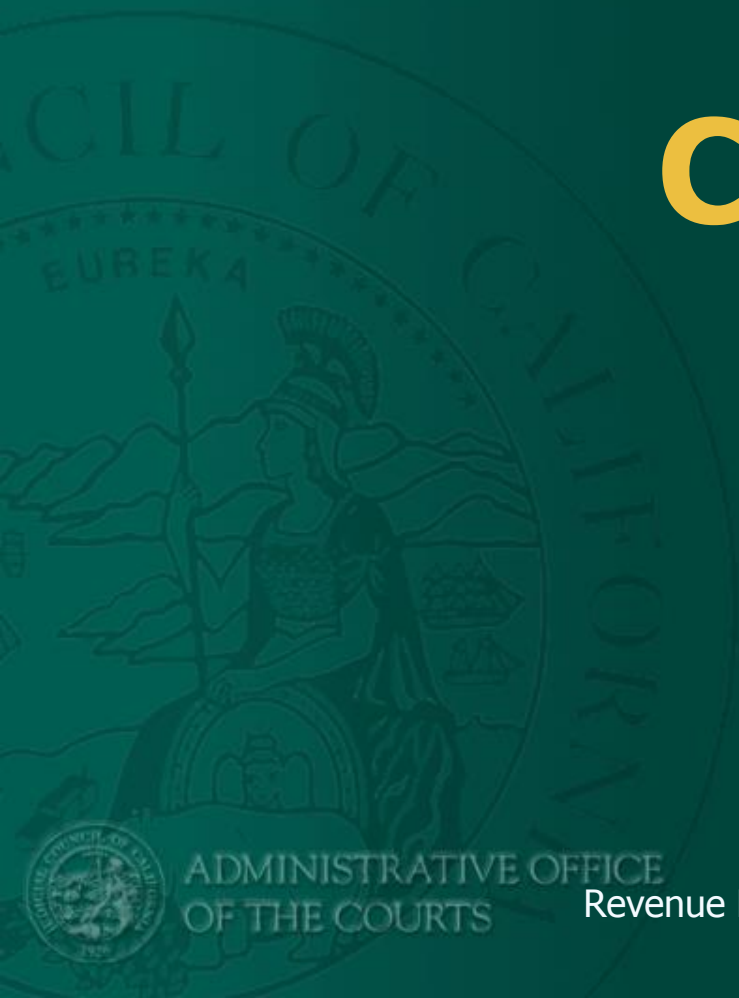
Tex Ritter

# Trial Court Revenue Distribution Frequently Asked Questions





# CLOSING



ADMINISTRATIVE OFFICE  
OF THE COURTS

Revenue Distribution Training - July 9, 2014



# Instruction Goals and Expectations

## Covered the Following:

1. Identified sources of resource materials for distribution calculation, analysis, and research.
2. Provided an overview of statutes involved in distributions.
3. Panel of experts reviewed and discussed frequently asked distribution questions.
4. Distribution worksheets: Walked-through and explained calculations of distribution examples for select case types using worksheet tools and explained how to build a worksheet. (Special session at 3:00 p.m. today)

# Questions and Answers

- All questions submitted to be discussed
- Responses to be discussed between SCO and AOC
- FAQ's to be updated

# Other Items

- Evaluations
- Distribution Questions
- Next Distribution Training -
  - ✓ November 2014
  - ✓ Webinar
  - ✓ New 2014 statutes affecting distributions



# Afternoon Break

(15 minutes please)

The background of the slide features a large, faint, circular seal of the Judicial Council of California. The seal contains the text "JUDICIAL COUNCIL OF CALIFORNIA" around the top and "1926" at the bottom. In the center is a shield with various symbols, including a ship, a plow, and a sheaf of wheat, with the word "EUREKA" above it.

**THE END**

THANK YOU

# Distribution Spreadsheets

3:00 to 4:30 p.m.

1. Basic Distribution Calculations
2. Special Distributions
3. Build your own spreadsheets instruction